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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

STATE OF TEXAS.

EXTRA SESSION

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JOURNAL.

HOUSE OF REPRESENTATIVES,
Monday, January 21, 1861.

In pursuance to a proclamation of the Governor, dated December 17, 1860, the House of Representatives of the State of Texas met in extraordinary session, and was called to order by the Hon. M. D. K Taylor, Speaker. Roll called, and the following Representatives answered to their names, to wit:

Messrs. Speaker, Anderson, Armstrong, Barclay, Baxter, Benevides, Billingsly, Bogart, Branch, Buckley, Caddell, Camp, Crooks, Crumby, Dale, Darnell, Daniels, Davis of B., Davis of H., Dennis, Dickson, Dougherty, Duncan, Ellett, Epperson, Flewellen, Francis, Franklin, Foscue, Hall, Harrison of C., Harrison of V. Z., Haynes, Henry, Houghton, Hubbard, Hubeet, Lynch, Maverick, Middleton, Mills, Mundine, Munson, Navarro, Norton, Owens, Parker, Perry, Redgate, Redwine, Robinson, Ross, Shannon, Shelton, Stewart, Taylor, Wælder, Walworth, Warfield, Whitmore, Wortham, and Wrede.

The Speaker arose and said:

Gentlemen of the Eighth Legislature:

We are here in obedience to the proclamation of the Governor, and we should feel thankful to the Giver of all Good that so many of us have been permitted to return to our post of duty. We have to mourn the loss of one of our members. Joseph H. Barnard, the member from Goliad, has paid the debt of Nature. Those of us who were intimate with him, and knew his condition, were prepared to hear that he was no more. In him we have lost a good man, a soldier, and a patriot.

With our officers we have been less fortunate. Two of them have gone to that repose from whence no one has ever returned;

4771

Mr. Carey, the Engrossing Clerk, and Mr. Weeks, the Reporter. These events should admonish us that we, too, are but passers to the grave, and should govern ourselves accordingly.

Fellow members, we have been convened under most extraordinary circumstances. The time has arrived when it becomes necessary to consider a change of government. This necessity has not been caused by us, or our section, but it has been forced upon us by a sectional party in the government, and on them must fall the consequences. They have torn and mangled that constitution and government given to us by our revolutionary fathers, and it now lies bleeding at their unholy feet.

A religious fanaticism has brought about the present state of things, and we are now to consider the remedy. True it is that we, as a legislative assembly, cannot change the organic law of the State; but it is our duty to recommend to the people a course of action, who, alone, can change or amend, the organic law. And, gentlemen, this is a most important trust, and one that we should well consider before taking action. We should not let the excitement around us get the upper hand of our better judgment, that we may thereby commit an act hereafter to be regretted. We should approach this important subject calmly, and with an eye alone to the common welfare of the people.

This matter involves not only the present but the future; not only the present population, but perhaps millions yet unborn. Then, let us use our every effort to insure harmony of action: do not let us become wrangling, criminatory and recriminatory among ourselves; for if we do, our efforts will most likely prove abortive. I beseech you, in the name of a free people, whose very liberties are endangered, to heed my admonitions, and be conciliatory, one toward another. To err is human. It is not expected that we should all come up with one opinion upon any given question; but, by moderation and respect for others' opinions, we may harmonize upon that recommendation which will be most likely to promote the peace and happiness of the people in this our time of trouble. And that my position may not be misunderstood, I have this to say for myself, and those I represent, that, should your determination be to recommend resistance to the wrongs we bear, as well as those in store for us, then we are ready to endorse that recommendation; and should it become necessary, in the maintenance of the inalienable rights of man, to repel force by force, then we are ready to bear our part: but, upon the other hand, if the result should be unreserved submission to the ills we bear, and to the administration

of a man who, if found in the State, would, by the laws governing, and of your own make, be incarcerated in the penitentiary for a term of years, a gloom would be cast over those I represent, and, for myself, I shall submit, because it will be my duty so to do: but when my duties have come to a close in this hall, I shall, with a heavy heart, return to my quiet home, near the still waters of Caddo Lake, and there, with my family around me, mourn the loss of an equality in the government which was bequeathed to me by a revolutionary ancestry; and ere long, in the natural course of events, should my oppressors permit me a grave, go down to it in sorrow for the errors of my once devoted country.

Mr. Foscue presented the petition of sundry citizens of Kaufman county, which was read, and referred to Judiciary Committee.

Mr. Flewellen offered the following resolution:

Resolved, That the Judiciary Committee be instructed to inquire, whether or not any member of the present Legislature is disqualified by the Constitution or Laws of this State from sitting as a member, and that they report to-morrow morning.—Adopted.

Mr. Shannon offered the following resolution:

Resolved, That a select committee of five be appointed to take into consideration the subject of our frontier difficulties, and present to the Legislature a plan for its defence. Adopted.

On motion of Mr. Dickson, a committee of three was appointed to inform the Senate that the House was organized. Speaker appointed Messrs. Dickson, Dale, and Harrison of V. Z., said committee.

On motion of Mr. Branch, a committee of three was appointed to wait on the Governor, and apprise him that the House was organized, and ready to receive any communication from him. The Speaker appointed Messrs. Branch, Redgate and Foscue said committee.

A message was received from the Senate, informing the House that the Senate had organized and were ready to proceed to business.

Mr. Munson offered the following resolution:

Resolved, That the Governor of this State be requested to transmit, on to-morrow, copies of the correspondence between his Excellency and the Governors of the Southern States, if any, growing out of the Joint Resolution upon Kansas affairs, approved February 16, 1858. Laid over one day for consideration.

4771A

On motion of Mr. Hubbard, the rule was suspended, the resolution taken up, and adopted.

On motion of Mr. Mills, the House went into election for First Assistant and Engrossing Clerks, to fill vacancies occasioned by the absence of T. M. Bowers and death of Charles Coney. Nominations for First Assistant Clerk being in order,

Mr. Baxter nominated Mr. R. S. Bacon, and

Mr. Munson —— Dinkins.

The Speaker appointed Messrs. Flewellen, Middleton, and Hall, tellers.

On counting the votes, it appeared that Mr. Bacon had received thirty-eight votes, Mr. Dinkins twenty-one votes, and Mr. Hollingsworth one vote. Mr. Bacon having received the majority of the votes cast, was declared by the Speaker duly elected First Assistant Clerk.

The committee appointed to wait on the Governor, reported, that they had waited on his Excellency, and that he had informed them that he would lay his communications before the Senate and House of Representatives, in joint session, on to-morrow, at 12 o'clock, M., orally.

Nominations for Engrossing Clerk being in order,

Mr. Darnell nominated Mr. Johnson;

" Worthum " " Houghton; and

" Dickson " " Ormsby.

Upon telling the vote, it appeared that Mr. Ormsby had received forty-three votes; Mr Houghton ten votes; Mr. Johnson six votes; and Mr. Logan one vote. Mr. Ormsby having received a majority of all the votes cast, was declared duly elected Engrossing Clerk.

Mr. Bogart moved to add Mr. Henry to the Committee on Federal Relations.

A message was received from the Senate, informing the House that the Senate had appointed Senators Hart, Martin and Miller a committee to act with a like committee on the part of the House, to wait upon his Excellency and inform him that the Legislature had organized, and was ready to receive any communication from him.

Mr. Bogart withdrew his motion.

On motion, the House adjourned until ten o'clock, to-morrow.

HOUSE OF REPRESENTATIVES,
TUESDAY, Jan, 22nd, 1861.

The House met pursuant to adjournment—roll called—quorum present—journal of yesterday read and adopted.

Mr. Morris, member elect from Rusk county presented his credentials, came forward, was qualified, and took his seat.

The first assistant and Engrossing clerks elect were qualified.

Mr. Buckley, chairman of Judiciary committee reported, asking to be discharged from further consideration of the resolution, instructing that committee to enquire whether or not any member of the Legislature, was disqualified from taking his seat.

Also, reported, asking to be discharged from further consideration of the petition of sundry citizens of Kaufman and Henderson counties, protesting against Hon. A. B. Norton taking his seat.

Mr. Crooks offered the following resolution :

Resolved, That the committee on Printing, be requsted to contract with the Austin Gazette, also, Austin Intelligencer, for a sufficient quantity of their weekly issues to furnish each member of this House with ten numbers each : *provided* they contain a report of the weekly proceedings of this House.

Mr. McCutcheon moved to strike out ten and insert fifty.

Mr. Darnell moved a division of the question. Carried.

The question recurring on striking out ten.

Mr. Baxter called for the yeas and nays and the motion to strike out was lost by the following vote :

NAYS.—Messrs. Baxter, Branch, Crooks, Dale, Darnell, Duncan, Epperson, Hall, Henry, Hubert, McCutcheon, Robinson, Shannon, Speights, Stewart and Waterhouse—16.

NAYS.—Messrs. Speaker, Anderson, Barclay, Benevides, Billingsly, Bogart, Buckley, Caddell, Camp, Crawford, Clark, Cumby, Daniel, Davis of B., Davis of H., Dickson, Dougherty, Edwards, Ellett, Flewellen, Francis, Franklin, Foscue, Harrison of C., Harrison of V. Z., Haynes, Houghton, Hubbard, Lynch, Maverick, Morris, McKnight, Middleton, Mills, Mundine, Munson, Nelson, Owens, Parker, Perry, Redgate, Redwine, Shelton, Walder, Walworth, Warfield, Whitfield, Whitmore, Wortham and Wrede—50.

Mr. Mills moved to refer the resolution to committee on Public Printing.

Mr. Baxter moved to lay motion to refer on the table. Lost.

And the motion to refer lost.

The question recurring on the adoption of the resolution, the

yeas and nays were called for, and the resolution adopted by the following vote :

YEAS.—Messrs. Speaker, Anderson, Barclay, Baxter, Benevides, Billingsly, Bogart, Branch, Camp, Crawford, Crooks, Cumby, Dale, Darnell, Dickson, Dougherty, Duncan, Edwards, Ellett, Epperson, Francis, Hall, Harrison of C., Harrison of V. Z., Henry, Hubert, Lynch, Maverick, McCutcheon, Mundine, Munson, Parker, Perry, Redgate, Redwine, Robinson, Shannon, Shelton, Speights,, Wælder, Walworth, Warfield, Waterhouse, Whitfield and Wrede—45.

NAYS.—Messrs. Buckley, Caddell, Clark, Daniel, Davis of B., Davis of H., Dennis, Flewellen, Foscue, Haynes, Houghton, Hubbard, Maxey, Morris, McKnight, Middleton, Mills, Navarro, Nelson, Owens, Ross, Stewart, Whitmore and Wortham —24.

Mr. Hancock, member elect from Travis, came forward, was qualified and took his seat.

Mr. Lynch offered the following resolution :

Resolved, That the committee on the Judiciary take into consideration, the financial condition of the country and that they report whether any, and what legislation is necessary in reference to the subject, and that they report such bill or bills as may be necessary under the existing state of the country. Adopted.

Mr. Hubbard introduced a joint resolution, repealing the joint resolution in response to the Governor's message on Kansas affairs, approved February 16, 1858. Read first time.

On motion of Mr. Dickson, the rule was suspended, the joint resolution read second time and ordered to be engrossed by the following vote :

The yeas and nays being called for by Mr. Dickson.

YEAS.—Messrs. Speaker, Anderson, Barclay, Baxter, Benevides, Billingsley, Buckley, Caddell, Camp, Crawford, Crooks, Clark, Cumby, Dale, Darnell, Daniel, Davis of B., Dennis, Dickson, Dougherty, Duncan Flewellen, Francis, Franklin, Foscue, Hall, Harrison of C., Harrison of V. Z.. Haynes, Hubbard, Hubert, Lynch, Maverick, Maxey, Morris, McCutcheon, McKnight, Middleton, Mills, Munson Nelson, Parker, Perry, Redwine, Robinson, Ross, Shannon, Shelton, Speights, Stewart, Wælder, Walworth, Warfield, Whitfield and Wortham.—55.

NAYS.—Messrs. Bogart, Branch, Davis of H., Epperson, Hancock, Henry, Houghton, Mundine, Navarro, Norton, Owens, Redgate, Waterhouse, Whitmore and Wrede—15.

Mr. Davis of B., offered the following resolution :

WHEREAS, It has pleased the all-wise God, in the wisdom of his Providence, to remove from our body by death, our friend and fellow-member from Goliad, Dr. J. H. Barnard, therefore:

Resolved, That the Speaker appoint a committee of five to draft suitable resolutions respecting the life and death of deceased. Unanimously adopted.

Mr. Mills offered the following resolution :

Resolved, That we unhesitatingly repudiate and denounce the idea of any number of States, through the agency of the Federal Government or otherwise, have any constitutional authority, to coerce a sovereign State, after she has dissolved her connection with the confederacy, and that any attempt on the part of the Federal government, to use force against a seceded State, is a tyranous usurpation of power, striking with the sword at the heart of our existence as a sovereign State—tending to our subjugation and conquest, and will be resisted by Texas at all hazards and to the last extremity. Adopted by the following vote :

Mr. Mills called for the yeas and nays.

YEAS.—Messrs. Speaker, Anderson, Barclay, Baxter, Benevedes, Billingsly, Bogart, Branch, Buckley, Caddell, Camp, Crawford, Craig, Crooks, Clark, Culberson, Cumby, Dale, Darnell, Daniel, Davis of B., Davis of H., Dennis, Dickson, Dougherty, Duncan, Edwards, Ellett, Epperson, Flewellen, Francis, Franklin, Foscue, Hancock, Hall, Hartley, Harrison of C., Harrison of V. Z., Haynes, Henry, Houghton, Hubbard, Hubert, Lewis of M., Lewter, Lynch, Maverick, Maxey, Morris, McCutcheon, McKnight, Middleton, Mills, Mundine, Munson, Nelson, Norton, Owens, Parker, Perry, Redgate, Redwine, Robinson, Ross, Shannon, Shelton, Speights, Stewart, Taylor, Wælder, Walworth, Wharfield, Waterhouse, Whitfield, Whitmore, Wortham and Wrede—74.

The Speaker appointed Messrs. Shannon, Dougherty, Darnell, Bogart and Foscue, a select committee to inquire into the Indian difficulties on our frontier.

Also, appointed Messrs. Davis of B., Baxter, Hall, Mundine, and Crooks, a select committee to draft suitable resolutions on the death of Hon. J. H. Barnard.

Mr. Darnell offered the following resolution :

Resolved, That the committee on Finance, be instructed to inquire into the expediency of receiving treasury warrants issued to the soldiers of the State for frontier protection, in public dues, and report by bill or otherwise. Adopted.

Mr. Henry introduced a joint resolution, relative to relations

existing between Texas and the United States. Read first time.

Rule suspended and read second time.

Mr. Henry moved to refer to a select committee.

On motion of Mr. Lynch, it was referred to the committee on Federal Relations.

Mr. Duncan introduced a bill to amend an act to create the counties of Archer, Mason, Menard, Zapata, Hardin, Hamilton, Kimble and Buchanan, approved January 22nd, 1858. Read first and second times and referred to committee on Counties and County Boundaries.

Mr. Crooks introduced the following resolution:

Resolved, That the House legislate upon nothing of a local or individual character during the present session. Laid over one day for consideration.

On motion of Mr. Shannon, Mr. Nelson was added to select committee on Indian difficulties on the frontier.

Mr Davis of H., introduced a bill supplemental to an act to regulate estrays. Read first and second times and referred to committee on Stock and Stock Raising.

On motion of Mr. Waelder, the rule was suspended, and the joint resolution, to repeal a joint resolution in response to the Governor's message relative to the Kansas affairs, approved February 16, 1858, was taken up read third time and passed.

On motion of Mr. Dickson the House took a recess, to prepare to receive the Senate in joint session, to receive the Governor's message.

Recess expired—House called to order—roll called—quorum present.

Mr. Crooks chairman of committee on Engrossed bills, reported correctly engrossed the joint resolution, repealing the joint resolution in response to the Governor's message on Kansas affairs, approved February 16, 1858.

A message was received from the Governor.

Mr. Dickson moved that a committee of three be appointed to wait on the Senate and inform them that the House was in session and inviting them to meet in the Representative Hall in joint session to hear the Governor's message read. Carried, and the Speaker appointed Messrs. Dickson, Daniel and Wortham on said committee.

Mr. Franklin introduced a bill to repeal the act approved December 19, 1849 for ceding to the United States, jurisdiction of certain land in this State for public purposes. Read first and second time and referred to committee on the Judiciary.

The Senate appeared, headed by the Hon. Ed. Clark, Presi-

dent, who was invited to a seat on the right of the Speaker, and the Senators to seats prepared for them.

The following communication from his Excellency the Governor was then taken up and read:

EXECUTIVE DEPARTMENT,
Austin, January 21, 1861

GENTLEMEN OF THE SENATE
AND HOUSE OF REPRESENTATIVES:

You have been convened in extra session, in view of the unsettled condition of our national affairs, the continued invasion of our frontier by Indians and the embarrassed condition of the Treasury. To these subjects alone, your intention will be invited; and it is hoped that only those which are incident to these will meet your consideration.

The defence of the State being a paramount object, the Executive will first press the necessity of providing for the same upon your consideration.

When the Executive came into office, the frontier was entirely unguarded except by the Federal troops. The Indians unrestrained by the presence of rangers, embraced the favorable opportunity, and gained a foot-hold in the country; and ere their presence was known, and means could be adopted to repel them, commenced a series of depredations, which struck terror to the settlements. Their savage work was not confined to the frontier alone; but extended to counties within fifty miles of the Capitol. Although not apprized of this state of things, the Executive had made such provisions for the defence of the frontier as seemed necessary. On the 26th of December, a few days after his inauguration, an order was issued to Captain W. C. Dalrymple, of Williamson county, to raise a company of 60 men, rank and file. This was followed by orders of the same character to Capt. Ed. Burleson, of Hays, and to Capt. John H. Conner, of Travis, on the 4th and 13th of January. These companies were ordered to such points as would enable them to carry our the orders given them to "give the greatest amount of protection to the frontier inhabitants."

Had the frontier not been entirely abandoned to the Indians for months previous to his inauguration, these companies would have sufficed to prevent any concerted and extensive movement against the settlements, on the part of the Indians; but they were already secreted in the country. Intelligence having reach-

ed the Executive, that numerous small parties of Indians were ravaging the line of settlements beyond Bell county, but yet not on the extreme frontier; orders were issued on the 13th of February, to Lieut. White, of Bell, Salmon of Bosque, and Walker, of Erath county, to raise each, a detachment of twenty-five men, to range in, and give defence to the counties of Coryell, Hamilton, Comanche, Erath, Eastland and Palo Pinto. These detachments were soon in the field, with orders to exercise every energy to give the frontier protection and security.

Authentic accounts of depredations still coming in, the Executive, on the 21nd of February, sent to the various frontier counties, a letter authorizing the citizens of each county to raise a minute company of not more than twenty men, who should look to the next Legislature for payment; and to more effectually ensure the presence of these minute companies in the field, a general order was issued on the 9th of March, by which the Chief Justice of each county was instructed to organize immediately, a minute company of fifteen men, to whom the following orders were given:

"The detachments will immediately take the field, and enter upon active scouts, affording protection to the inhabitants of their respective counties. When an Indian trail is found, it must be diligently followed, and if the sign indicates a larger party of Indians than he is able to cope with, he will call not exceeding ten men to his aid."

The Lieutenant commanding each detachment or minute company, was authorized to purchase necessary supplies, and where it was possible to do so, they were sent forward by the Executive.

Under this order, minute companies of fifteen men each, were mustered into service in the following counties:

Lieut. Scanland, Montague; Lieut. Isbell, Wise; Lieut. Cochran, Young; Lieut. Jones, Palo Pinto; Lieut. Stevens, Eastland; Lieut. Lowe, Erath; Lieut. Price, Comanche; Lieut. Nelson, Bosque; Lieut. Gentry, Hamilton; Lieut. Font le Roy, Coryell; Lieut. Cowan, Llano; Lieut. Wood, San Saba, Lieut. Hughes, Lampasas; Lieut. Lewis, Mason; Lieut. O'Hair, Burnet; Lieut. Franzelin, Gillespie; Lieut. Bilentyne, Bandera; Lieut. McFadden, Kerr; Lieut. Kennedy, Uvalde; Lieut. Patton, Blanco; Lieut. Brown, Bexar; Lieut. Watkins, Medina, Lieut. Ragsdale, Frio.

In addition to putting this force of minute men in the field, the Executive, in order to enable the frontier citizens to more successfully defend themselves, purchased and distributed through

the frontier counties, one hundred Colt's Revolvers, which, with a number of revolvers, rifles and muskets, were sent forward.—Ammunition was also supplied to the minute companies.

To provide for the defence of the settlements beyond San Antonio, an order was issued on the 5th of March, to Capt. Peter Tomlinson, of Atascosa county, to raise forty-eight men, to whom were assigned the range between the Frio and the Rio Grande. Captain Tomlinson was mustered into service on the 20th of March.

It will thus be seen, that up to this period, the Executive had called into service a ranging force of 720 men, which might be increased upon an emergency to 950. The greater part of this force was then in active service ; and as a result, the Indians disappeared from the settlements. The monthly reports of the officers commanding the minute men, now on file in the Executive office, attest this fact. The minute companies of fifteen men were kept in service until the 18th of May, when there being no longer a pressing necessity for their presence in the field, they were disbanded, subject to be called out at any moment, by order of the Chief Justice of their county.

Before, however, these forces could be brought to bear on the settlements, many murders had been committed and a large number of horses stolen. With a view of avenging these outrages and the recovery of the property of our citizens, the Executive determined to send against the Indians a force sufficient to discover their hiding places, and accomplish these objects. It has long been the opinion of the Executive, that the horses stolen from us are herded at some central point between our settlements and the trading posts where they are sold ; and that from this point, stealing parties strike for our settlements, leaving others in charge of the animals already taken. To punish these Indians as well as to ferret out the parties who purchase our horses from them, required an able force, and was a work requiring much time and privation. The duty of raising troops for this expedition, was assigned to Col. M. T. Johnson, of Tarrant county, to whom was issued orders on the 17th of March, to raise a sufficient number of mounted Rangers, to "repel, pursue and punish the Indians now ravaging the North and North-western settlements of Texas, with full liberty to dispose of the force under your (his) command at your (his) discretion."

In pursuance of this order, Col. Johnson raised five companies of Rangers of 83 men, commanded by Capts. Smith, of McLennan ; Darnell, of Dallas ; Woods, of Fannin ; Fitzhugh, of Collin, and Johnson, of Tarrant. These rendezvoused at Fort Bel-

knap, where they were joined by the two companies under command of Capt's. Ed. Burleson and W. C. Dalrymple, and on the 23d of May the expedition started for the Indian country.

The several reports of Col. Johnson to be submitted, will furnish a full statement of the progress of the expedition. A portion of the troops were ordered back by Col. Johnson from Old Fort Radsminske the 30th of July. The others penetrated the Indian country beyond the line of Kansas, and after enduring many privations, returned to Fort Belknap where they were disbanded by order of the Executive.

Although no Indian depredations were at that time reported, the Executive, to guard against their repetition, ordered Capt. L. S. Ross to McLennan, on the 11th of September, to raise a company of 70 men and to take his station beyond Fort Belknap, where he arrived on the 17th of October.

On the 6th of December, information reached the Executive of the most appalling outrages committed by the Indians in Jack and Parker counties. Orders were immediately sent forward to Capts. Thos. Stocton, of Young, and James Barry, of Bosque county, to raise each 24 men and proceed to co-operate with Capt. Ross in protecting the settlements. These troops did not then enter the service; but on the 17th of December, an order was issued to Capt. A. B. Burleson to raise 70 men, which was followed by orders to Capt. E. W. Rogers, of Ellis, on the 26th of December, and to Capt. Thomas Harrison, of McLennan, on the 2nd of January, to raise each 70 men, all of whom have now gone forward to Fort Belknap, where Col. W. C. Dalrymple, of Williamson county, acting under commission, as Aid de Camp to the Executive, has been ordered to repair, to effect an organization of the troops and to devise means for their efficiency.

It affords the Executive pleasure to state that the Indians who committed the late depredations in Jack and Parker counties, have been overtaken and killed by a force under command of Captain Ross, whose report will be submitted.

The Executive, to support and render efficient the force which he has had from time to time in the field, has had no money at his command except the University Fund, amounting to $106,992 26, which was by special act of the Legislature authorized to be used for purposes of Frontier defence. It was his opinion that the Legislature intended that this fund should be used alone for the defence of the Indian frontier and not for the payment of claims on account of the war upon the Rio Grande. The troubles upon the Rio Grande, although speedily settled after the arrival of the Commissioners sent by the Executive, cost the

State an amount far beyond the estimate of the Legislature, and when claims were presented for supplies furnished troops, the Executive did not believe the money should be drawn from the University Fund and expressed his views in that respect to the Comptroller. That fund was the sole dependence of the Executive for the purchase of supplies to keep troops in the field. A considerable sum was paid, however, from the fund for debts contracted during the Rio Grande war. This reduced the amount which might be used to defend the frontier to $76,937,-73, which has been exhausted. The Executive however, kept troops continually in the field and until the present time supplied them, with the exception of the minute companies called out in each county. Not a dollar has been at his command for months. Deprived of money to purchase supplies and with the fact before him that Treasury Warrants were already selling at a heavy discount, the Executive might well have thrown upon others the responsibility of abondoning the frontier and left the people to defend themselves. But neither this, nor the fact that many have continually denounced and misrepresented his efforts made in behalf of the frontier, have caused him to forego his exertions. On the contrary, they have been redoubled. At such periods, a man true to the obligations of his station and the instincts of humanity, should alike rise superior to the obstacles impending his pathway and the petty considerations of chagrin and disappointment, at the conduct of those who maligned and censured him ; and it is a satisfaction to the Executive now to know, that the first who have received the undoubted evidences of the determination and the ability of the troops sent forward by him, to defend them, are those who have been foremost in their efforts to thwart his endeavors. Finding that it was impossible to purchase any adequate amount of supplies on the credit of the State, the Executive in two communications dated the 8th of November and 7th of January, suggested to the State Treasurer, the propriety of using for purposes of frontier defence, the amount in the Treasury on account of University Land sales ; but the opinion of that officer was adverse to the proposition, and that fund amounting to $34,708 14 still remains in the Treasury.

The Executive, believing that the Legislature would not repudiate a pledge made under such circumstances, procured of Mr. S. M. Swenson, two months supply of rations, with a guarantee that the same should be paid as soon as your honorable body met. This supply will be exhausted by the time more can be sent forward, and to your earnest consideration the matter is commended.

It will be seen from the plain statement of facts given above, that from the time of his inauguration, up to the present time, the Executive has devoted all the energies at his command to the defense of the frontier. He has called into service a number of the most experienced ranging officers in the State and given them troops obtained in counties capable of furnishing the best Indian fighters in the world. Not only in the number, but in the equipment of the troops, the means he has adopted for frontier defense have been adequate to more than the reasonable expectation of the country. Besides these, he has provided every county with a minute company for its own defense, formed of its own citizens. If these endeavors have not sufficed to protect the country, no exertions which he could have made, would have done so.

In March last, the Executive tended to the Secretary of War of the United States, 5000 Texian volunteers to aid in defense of the frontier. The offer was declined. Efforts have been made to induce Congress to pass a bill authorizing the calling of such a force into the field; but they have been thus far unsuccessful. The Federal Government has, however, from time to time sent re-inforcements of the regular army to Texas, until the entire force on our border comprises about one-fifth of our entire army. These prevent the invasion of our soil of any numerous body of Indians, and occasionally intercept small stealing parties; but to entirely check the latter, a more active force is necessary, which should be constantly employed in scouting the country.

The militia act passed by the last Legislature was found by the Executive to contain conflicting provisions, which prevented its being put in operation. The necessity of rendering it entirely practicable, is respectfully presented to the Legislature.

According to the estimates made, which were laid before the Legislature, the ordinary expenses of government exceeded per annum the amount received from revenue.

The extraordinary expense arising from the construction of the Insane Asylum and other causes, as well as the balances due from former years' have greatly increased this deficiency, and as a consequence, the Treasury is now without means to defray the expenses of government for the present year.

The Executive has endeavored, so far as the law give him control, to reduce the expenditures of Government to an economical basis; but his power is extremely limited, and his endeavors in this respect have of course been governed by the appropriations made by the Legislature.

The Executive deemed it his duty on the 8th of February, 1860, to send a special message to the Legislature, showing the condition of the Treasury, and urging the adoption of such measures as would prevent its embarrassment. There remained in the Treasury, on the 1st day of February, but $219,000, against which stood the amount due on account of appropriations made by the present and previous Legislatures, estimated at $508,582 74. To show the rapid depletion which followed, it may be stated that the State Treasurer, on the 15th of February, reported but $232,903 21 in the Treasury, which included the University Fund, amounting to $109,472 26. There was therefore, to sustain the civil list, but $123,430 95. The balance still due on appropriations were to be paid, and the Government to be sustained until the whole revenue come in, which was estimated by the Comptroller to be $343,447 95.

In presenting the condition of the Treasury to your honorable body, the Executive urged the necessity of increased taxation. The Legislature, however, did not second his views, and an act was passed in lieu thereof, providing for the payment of interest on treasury warrants. Much difficulty was experienced in putting this act into operation, and the Comptroller did not consent until the 1st of June, to issue the warrants. Since that period they have been issued for all claims for rangers pay, and since the University Fund has been exhausted, for other claims connected with the frontier service, where parties would take them.

No one could have more regretted the delay in putting this law into execution, than the Executive. It was a measure calculated to sustain the faith and credit of the State ; and it has done so to a material extent. The warrants were purchased at from 85 to 95 cents on the dollar, the purchasers relying for payment on the collection of the money due by the Federal Government to Texas, for expenses incurred in defending the frontier ; and it was not until the prospect of obtaining that money was understood to be uncertain, that they depreciated to any great extent. At present there is scarcely any demand for them, even at a ruinous discount.

The Legislature will at once see the necessity of providing means for the redemption of the warrants, with the interest. Not only the holders of those already issued, but a large number of rangers yet to be paid, have a right to expect that the public faith shall be maintained. The Legislature should see to it, that the brave men who have, regardless of privation and danger gone to the defence of the frontier, are not deprived of

the pay justly due them. They have already been compelled to yield a considerable portion to obtain money to meet their necessities. Many are yet holding their warrants in the hope that justice will be done them. Those yet to be paid, look alike, to the Legislature. Those now in the field will be stimulated to greater efforts in behalf of the frontier, if they find that their zeal and courage is appreciated and provision is made to recompense their toil.

The Executive regrets to be compelled to inform the Legislature, that none of the money appropriated by the United States Congress, to reimburse the State, for expenses incurred in defending the frontier against Indians, has yet been obtained. There was appropriated, by act of Congress, of March 3, 1859, the sum of $53,000, and on the 21st June, 1860, the sum of $123,444 51, for this purpose. No steps had been taken for the collection of the amount due on the first appropriation, when the present Executive came into office. On the 16th of March, 1860, instructions were sent to the Comptroller, to forward to the War Department at Washington, duplicate copies of the muster rolls, vouchers, &c., necessery to obtain the amount paid by the State for the services of six companies of rangers, called into service by Gen. Persifer F. Smith, in 1854, provided for by act of Congress of March 3, 1859.

The Comptroller declined to send the vouchers necessary to secure the collection of the amount. It was the intention of the Executive to solicit the services of one or more of our members of Congress, then at Washington, in the settlement of our business, and when the amount due the State was ascertained, to obtain U. S. Treasury drafts, which could have been cashed here by the Comptroller at par, and thus all the expenses of a special agent would have been avoided. The Executive, again, on the 9th of October, requested that the vouchers for the whole claim, be forwarded at as early a day as practicable, the Comptroller having informed him that they were ready for transmission.

On the 3rd of November, desiring to facilitate and hasten the collection of this amount, the Executive notified the Comptroller of his intention to appoint Geo. J. Durham, Esq., chief clerk of the Comptroller's office, as agent to bear the muster rolls, vouchers, &c., to Washington, and to attend to the collection of the claim. On the 5th of November a communication was received from the Comptroller, declining to place the papers in the hands of Mr. Durham, and on the 28th November, Mr. Durham declined to accept the appointment, which in the meantime had been tendered him.

The only obstacle in the way of the prompt collection of the amount has been the fact, that the vouchers have not been placed in the possession of the War Department. Until this is done the money cannot be obtained. The vouchers are in the possession of the Comptroller, and it has been in his power at any time to transmit them either in person, or by some safe hand to the Secretary of War. When the claim has progressed thus far toward a settlement, the Executive will direct his endeavors towards securing all that may be justly due the State.

It is also proper to state that since the letter to the Comptroller of October last, stating that the muster rolls, &c., were ready for transmission to Washington, the Executive has been notified that five of the rolls, representing about $40,000 of the amount due, are lost.

An examination of the facts presented, will furnish the Legislature the data upon which to base their action in reference to future operations of the Treasury. It will be seen that there is already a defect in the revenue necessary to meet the civil expenditures. The ordinary expenses of the Government until the taxes come in in June, will be about $30,000 per month. The defecit already existing added to this amount will consume the entire amount then received, and leave the government totally unprovided for for another year. Not only this is to be provided for, but the treasury warrants now in circulation are to be paid, as well as those Rangers who have been and are now in service; and means are to be provided for the future defense of the frontier.

From the Report of the Comptroller, hereunto appended, and made a part of this message, it will be seen that from the 21st of December, 1859, to the 19th of January, 1861, there had been paid out from the Treasury in cash, the sum of $763,394 65, and that ten per cent Treasury warrants had been issued, amounting to $129,556 99, making a total of $892,951 64. Of this amount there was expended

For the Cortina war,	$137,828 10
" Expenses of Legislature,	94,997 01
" Pay of Ford, Bourland and Brown's Com's.,	60,445 02
" Supplies furnished Capt. Williams,	7,423 46
" Construction of Lunatic Asylum,	33,369 12
" Machinery of Penitentiary,	27,000 00
" Improvement of Bays and Rivers,	68,270 40
" Improvement of Capital Grounds,	4,771 08
" Debt of the late Republic,	12,391 64
Total,	$446,495 83

This entire amount was paid upon expenses ordinary and extraordinary, incurred prior to the commencement of the term of the present Executive, excepting a portion of the amount paid for expenses of the Legislature. Of the balance, $446,495 83, a considerable portion is of the same character, or for special appropriations not included in the ordinary appropriations of Government. It will be seen that the entire amount of money used by the Executive for the defence of the frontier, is $76,937 73, and that the entire amount of warrants issued for the same service is $62,843 39, making a total of $139,781 03. Deducting this from the above $446,455 82, it will be seen that the amount expended in the past year for the ordinary expenses of Government, including such special appropriations and amounts due as are not enumerated above, was $306,674 71.

According to estimates made, there is yet due on account of frontier defence, for pay and subsistence of 23 minute companies, $30,000 00.

For pay and subsistence of full companies,	$125,000 00
	$155,000 00
Amount paid in cash and warrants,	139,781 12
Showing total cost of frontier defence,	$294,781 11

It is the opinion of the Executive, that the estimate made, $155,000, will cover the entire indebtedness on account of frontier defence for the past year. The entire operations have been conducted with the strictest economy. The troops have been supplied upon contract at exceeding low rates, and all officers held to a strict accountability. When the number of men kept in the field, and the distant points to which supplies have been sent are considered, the entire cost is not great. The expense of keeping a regiment in the field one year, was estimated by the Comptroller to be $603,000.

Should a contingency arise by which the Federal army will be disbanded, and the Indians now under treaty stipulations with the Federal Government, and controlled by them, be turned loose, large appropriations will be necessary for the defence of our frontier. But should the present state of things continue, it will be necessary to maintain a force of rangers in the field. The frontier must be defended in any event, and it is not improbable that the financial difficulties already attending the Government, will be felt in the Indian Department, and there may be failures in carrying out the treaties with the Indians. Trouble will ensue much of which will be felt by our border. The

Executive would therefore present the following estimates to sustain the Government the present year, and to meet deficiences:

Amount due for Rangers' pay and subsistence,	$155,000 00
Interest warrants in circulation,	129,556 99
Defence of Frontier,	500,000 00
Ordinary expenses of Government, see Comptroller's Report for September 1st, 1859,	331,400 00
Amount due on outstanding debt,	50,000 00
Amount of debt of Republic, which will be called for	10,000 50
Total,	$1,175,956 99

The expenses of the present session of the Legislature are also to be provided for.

Total receipt to August 31st. 1861, see Comptroller's Report, September, 1859,	$343,344 27
Amount in Treasury subject to disbursement, January 19th, 1861, per Treasurer's Report,	14,785 62
Total,	$358,129 89

The peculiar attitude of our relations with the Federal Government will, I trust, command the earnest attention of the Legislature. While the proud structure of Government, built by our fathers, seems tottering to ruin, and some of its pillars are already torn loose by the hand of internal dissension, we may not alone contemplate the scene and await its total downfall. As parts yet of that structure, the solemn duty presses upon us to prove faithful to the trust imposed by the patriots and sages of the past, and to restore it to its original pride and grandeur if we can; and if we cannot, to see that our own liberties perish not beneath its ruins.

The election of the Black Republican candidates to the Presidency has involved the issue of the permanency of the Government, upon the basis laid down by its founders. The principles of their party, as developed in the passage of laws in many of the States, subversive of our rights and in continual aggressions upon our institutions, have at last obtained a foothold on the Government itself. The struggle has been long, and the encroachment gradual, and at last, through our own folly and dissension alone, has resulted in placing one Department of the Government in the hands of those who have aggressed upon us. The question presses itself upon our consideration, whether tis best to abandon the Government and acknowledge that our Constitution is a failure, or to maintain in the Union every constitutional right guaranteed to us.

The grievances of which we complain have thus far originated with the States, and not with the Federal Government. They have, disregarding their constitutional obligations, interposed to obstruct the Federal Government in its efforts to administer the the Government in accordance with the Constitution; and though the Government has not in all cases been successful in its efforts in our behalf, yet there has been no lack of willingness on its part. The prospect, however, of the Government going into the hands of a party, whose disregard of the Constitution is its sole bond of union, leads to the belief that Federal aggression is inevitable, unless such means are adopted as will not only restrain the dominant party within the bounds of the Constitution, but lead it to abandon all designs of perverting the powers of Government to serve its unconstitutional aims.

Were Governments formed in an hour and human liberty the natural result of revolution, less responsibility would attach to us as we consider the momentous question before us. A long struggle, amid bloodshed and privation secured the liberty which has been our boast for three-quarters of a century. Wisdom, patriotism, and the noble concessions of great minds, framed our Constitution. Long centuries of heroic strife attest the progress of freedom to their culminating point. Ere the work of centuries is undone, and freedom shorn of her victorious garments, is started out once again on her weary pilgrimage, hoping to find after centuries have passed away another dwelling place, it is not unmanly to pause and at least endeavor to avert the calamity.

The Executive feels as deeply as any of your honorable body, the necessity for such action on the part of the slaveholding States as will secure to the fullest extent every right they possess. Self-preservation, if not a manly love of liberty inspired by our past history, prompts this determination. But he cannot feel that these dictate hasty and unconcerted action, nor can he reconcile to his mind the idea that our safety demands an immediate separation from the Government, ere we have stated our grievances or demanded redress A high resolve to maintain our constitutional rights, and failing to obtain them, to risk the perils of revolution, even as our fathers risked it, should, in my opinion, actuate every citizen of Texas; but we should remember that we owe duties and obligations to States having rights in common with us, and whose institutions are the same as ours. No aggression can come upon us which will not be visited upon them, and whatever our action may be, it should be of that character which will bear us blameless to posterity, should the step be fatal to the interests of those States.

While deploring the election of Messrs. Lincoln and Hamlin, the Executive yet has seen in it no cause for the immediate and separate secession of Texas. Believing, however, that the time had come when the Southern States should co-operate and counsel together, to devise means for the maintainance of their constitutional rights and to demand redress for the grievances they have been suffering at the hands of many of the Northern States, he has directed his efforts to that end. Believing that a convention of the character contemplated by the Joint Resolution of February 16th, 1858, would be held, and desiring that the people of Texas should be represented in the same and have full opportunity to elect delegates reflecting their will, he ordered an election for that purpose to be held on the 1st Monday in February next. Although since that time four of the Southern States have declared themselves no longer members of the Union, yet he confidently looks forward to the assembling of such a body. A majority of the Southern States have as yet taken no action and the efforts of our brethren of the border are now directed toward securing unity of the entire South. The interests of Texas are closely identified with the remaining States, and if by joining her councils with theirs, such assurances can be obtained, of a determination on the part of the Northern States to regard our Constitutional rights, as will induce the States which have declared themselves out of the Union, to rescind their action, the end attained will silence whatever reproaches the rash and inconsiderate may heap upon us.

Texas, although identified by her institutions with the States which have declared themselves out of the Union, cannot forget her relation to the border States. Pressed for years by the whole weight of abolition influence, these States have stood as barriers against its approach. Those who ask Texas to desert them now, should remember that in our days of gloom, when doubt hung over the fortunes of our little army and the cry for help went out, while some of those who seek to induce us to follow their precipitate lead, looked coldly on us, these States sent men and money to our aid. Their best blood was shed here in our defence, and if we are to be influenced by considerations other than our own safety, the fact that these States still seem determined to maintain their ground and fight the battle of the Constitution within the Union, should have equal weight with us, with those States which have no higher claim upon us, and who without cause on our part have sundered the ties which made us one.

Whatever may be the course of Texas, the ambition of her

people should be, that she should take no step except after calm deliberation A past history in which courage, wisdom and patriotism united to found a Republic and a State is in our keeping. Let the record of no rash action blur its pages! If after passing through two revolutions, another is upon us, let the same prudence mark our course as when we merged from an independent nation into one of the States of the Union. Holding ourselves above influences which appeal to our passions and our prejudices, if we must be masters of our own destiny, let us act like men, who feel all of the responsibilities of the position they assume and are ready to answer to the civilized world, to God and to posterity.

The time has come, when in my opinion, it is necessary to evoke the sovereign will for the solution of this question, affecting our relations with the Federal Government. The people, as the source of all power can alone declare the course that Texas shall pursue; and in the opinion of the Executiive they demand that the Legislature should provide a legal means by which they shall express their will, as freemen, at the ballot box They have stood aloof from revolutionary schemes, and now await the action of your honorable body, that they may in a legitimate manner speak through the ballot box. As one of the special objects for which you were convened, the Executive would press this upon your attention, and would urge that such action be as prompt as possible.

Confiding in the wisdom of the Legislature and in its recognition of the supremacy of the people, the Executive relies upon the adoption of such Legislation as will secure a full, free and fair expression of their will. Should the Legislature, in its wisdom, deem it necessary to call a convention of delegates, fresh from the people, the Executive would not oppose the same; but he would suggest that the people be the tribunal of the last resort and that no action be considered final until it has been submitted to them.

While the public mind is agitated and wild excitement tramples upon reason, the Executive has a right to look to the legislative department of the Government for wise and sagacious counsels. Representing the creative power of law, the high responsibilities upon you demand that you indignantly frown upon any and every attempt to subvert the laws and substitute in their stead the will of revolutionary leaders. Assembled as you are at the most important epoch in our history as a people, may all the solemnities of such an occasion impress upon you with a determination to act your part in such a way, that the

confidence of the people in the stability of our institutions will not be shaken. If, appealing to the popular voice, you show your confidence in their patriotism and sense, by placing this important question in their hands all will be well. Be their voice as it may, we shall be united and whether our future be prosperous or gloomy, a common faith and hope will actuate us ; but if on the contrary, moved by rash and unwise counsels, you yield the powers of government into the hands of those who do not represent the people and would rise superior to them, the confidence of the masses in the reign of law and order will be shaken and gloomy forebodings will fill the hearts of the friends of regulated Government, lest the reign of anarchy and confusion come upon us. We have gone through one revolution in Texas a united people. We can be united again and will be, if the people are entrusted with the control of their destinies.

The situation of Texas, her extensive border, subject to hostile incursions for 700 miles, the vast extent of her territory and her scattered population, all are subjects to be considered in reference to this question. If our form of Government is to be changed, we must have a regard for the future. The millions now spent by the United States for our frontier, the support of our postal service, the defence of our commerce, must all come from the pockets of our people. Providence has withheld from us in the past year the abundance which has formerly rewarded the care of the husbadmen. The people of many sections are already calling for relief. We cannot afford under these circumstances to plunge madly into revolution.

The Executive has not yet lost the hope that our rights can be maintained in the Union, and that it may yet be perpetuated. Between constitutional remedies and anarchy and civil war, he can see no middle ground. All the glorious associations of our past history prove that hitherto we have been capable of self government. The tyrants of Europe have ever disputed this fact. Let us give no strength to their arbitrary dogmas by any action of ours ; and whatever may be our future course, let us keep proudly in the ascendant the great principle upon which rests the idea of American Liberty.

During the present month the Executive has had the honor to receive the Hon. J. M. Calhoun, Commissioner from the State of Alabama, upon the attitude of our National affairs. The correspondence upon that subject is herewith submitted to the Legislature.

In conclusion, gentlemen, the Executive would again press upon your attention the great importance of maintaining the

public credit and faith, and would warn you against the consequences of involving the people in debt at this stage of our affairs. We can better "pay as we go," than we can meet accumulated debt in the future.

May a kind providence guide you aright,

Your obedient servant,

SAM HOUSTON.

STATEMENT showing the amount of Warrants drawn on Appropriations, from December 21st, 1859, to the 18th of January, 1861, inclusive:

DATE OF APP'N.	FOR WHAT PURPOSE.	AM'T.	TOTAL.
	LEGISLATURE.		
1859.			
Nov. 21.	For pay and mileage of members, &c., of the 8th Legislature,	$2,458 30	
Dec. 8.	For contingent expenses of same,	9,886 92	
1860.			
Feb. 11.	For printing Laws and Journals of same,	2,651 99	94,997 01
	JUDICIARY.		
	SUPREME COURT.		
1858.			
Feb. 15.	For salary of three Judges,	2,245 00	
Feb. 15.	For salary of three Librarians,	225 00	
" "	For increase of Library,	297 23	
1860.			
Feb. 11.	For salary of three Jubges,	8,096 67	
" "	For salary of thee Librarians,	875 00	
" "	For Contingent Fund,	1,502 30	
" "	For pay of Sheriff,	445 05	
" "	For porter hire,	199 00	
" "	For purchase of books for Library,	1,007 83	
" "	For publishing Reports, 22nd volume,	6,374 00	

Feb. 13.	For publishing Reports, 21st volume,	3,101 00	
" "	For Clerk's fees in felony cases,	170 00	
" "	For Contingent Fund, (1861)	127 98	
Feb. 11.	For Clerk's fees in felony cases, (1861)	140 00	
1858.			
" "	For purchase of 100 additional volumes of Reports,	450 00	25,510 06

DISTRICT COURT.

1858.			
Feb. 15.	For salary of 19 Judges,	9,350 00	
" "	For salary of 19 Attorneys,	2,340 26	
" "	For costs due Cl'ks and Sheriffs,	2,344 54	
1860.			
Feb. 11.	For salary of 20 Judges,	38,909 24	
" "	For salary of 20 Attorneys,	8,444 71	
" "	For costs due Clerks, Sheriffs and Attorneys,	4,997 41	
" "	For costs due Clerks, Sheriffs and Attorneys, (1861)	3,222 51	
1860.			
Jan. 4.	For Costs due Attorney General and District Attorney,	2,020 00	71,628 67

ATTORNEY GENERAL'S OFFICE.

1858.			
Feb. 15.	For salary of Attorney General,	445 00	
" "	For Contingent Fund,	15 89	
Feb. 11.	For salary of Attorney General,	1,760 00	
" "	For Contingent Fund,	99 87	
" "	For fees in felony cases,	250 00	
" "	For Contingent Fund, (1861)	36 48	
" "	For fees in felony cases, (1861)	90 00	2,697 24

EXECUTIVE.

GOVERNOR'S OFFICE.

1858.			
Feb. 15.	For salary of Governor,	1,250 00	

Feb. 15	For salary of Private Secretary,	62 50		
" "	For Contingent Fund,	3 24		
1860.				
Feb. 11.	For publishing Proclamations,	2,093 70		
Jan. 12.	For furnishing Governor's Mansion,	2,496 63		
Feb 11.	For salary of Governor,	1,875 00		
" "	For salary of Private Secretary,	925 00		
" "	For Contingent Fund,	425 57		
" "	For Contingent Fund, (1861)	168 50		
Feb. 15.	For recovering fugitives from Justice,	745 85	10,045 99	

SECRETARY OF STATE'S OFFICE.

1858.				
Feb. 15.	For salary of Secretary,	479 58		
" "	For salary of Chief Clerk,	116 66		
" "	For Printing Fund,	7 00		
" "	For porter hire and wood,	48 00		
" "	For postage,	27 48		
" "	For Contingent Fund,	70 25		
1860.				
Feb. 11.	For Stationery and Books,	83 48		
" "	For salary of Secretary,	1,800 00		
" "	For salary of Chief Clerk,	1,399 96		
" "	For Printing Fund,	104 00		
" "	For porter hire and wood,	95 50		
" "	For postage,	231 10		
" "	For Contingent Fund,	60 68		
" "	For Stationary Books,	100 00		
" "	For extra Clerk hire,	700 00		
" "	For Stationary and Books,	22 04		
Feb. 15.	For purchase of Books for State Library,	557 10		
" "	For distributing Laws, Journals and Reports Supreme Court,	1,568 90		
Feb. 11.	Translating and printing Laws in German and Spanish,	674 30		
" "	For printing Biennial Reports, 1858 and 1859,	3,859 74	12,006 27	

COMPTROLLER'S OFFICE.

1858.				
Feb. 15.	For salary of Comptroller,	150 00		

Feb. 15.	For salary of Chief Clerk,	116 66		
" "	For salary of Tax Clerk,	100 00		
" "	For salary of Accountant,	75 00		
" "	For salary of 4 Assistant Clerks,	300 00		
" "	For Contingent Fund,	60 25		
" "	For Books and Stationery,	24 30		
" "	For Printing Fund,	60 00		
" "	For Postage,	16 26		
" "	For porter hire, treas, building,	20 83		
1859.				
Dec. 1.	For relief of 4 Clerks,	608 32		
1860.				
Feb. 11.	For salary of Comptroller,	1,800 00		
" "	For salary of Chief Clerk,	1,399 93		
" "	For salary of Tax Clerk,	1,200 00		
" "	For salary of Accountant,	1,200 00		
" "	For salary of 9 assistant Clerks,	7,375 00		
" "	For Contingent Fund,	321 52		
Feb. 11.	For Books and Stationary,	253 45		
" "	For Printing Fund,	237 66		
" "	For Postage,	172 37		
" "	For blank Assessment Rolls,	564 23		
" "	For fire wood for Treas. building,	134 88		
" "	For porter hire " "	249 96		
" "	For printing and compiling Abstract of Lands,	4,000 00		
" "	For Contingent Fund, (1861)	49 44		
" "	For Postage Fund, (1861)	24 27		20,514 33

TREASURER'S OFFICE.

1859.				
Dec. 15.	For salary of Treasurer,	150 00		
" "	For salary of Chief Clerk,	100 00		
" "	For Contingent Fund,	91 80		
" "	For Stationery, Postage & Print'g,	9 53		
1860.				
Feb. 11.	For Salary of Treasurer,	1,800 00		
" "	For Salary of Chief Clerk,	1,200 00		
" "	For Contingent Fund,	209 77		
" "	For Stat'ery, Postage & Print'g,	72 65		
" "	For Contingent Fund, (1861)	8 50		
" "	For Stat'ery, Postage & Print'g,	2 09		3,644 34

GENERAL LAND OFFICE.

1858.					
Feb. 15.	For	Postage,	165	57	
"	"	Fire-wood,	69	50	
"	"	Porter Hire,	10	00	
"	"	Salary of Commissioner,	333	37	
"	"	" of Chief Clerk,	116	66	
"	"	" of Translator,	100	00	
"	"	" of Receiver,	100	00	
"	"	" of Chief Draftsman,	100	00	
"	"	" of 9 Assistant Draftsmen,	543	55	
Feb. 15.	"	" of 23 Assis't Clerks,	1,975	80	
"	"	Postage,	80	86	
"	"	Contingent Fund,	515	02	
"	"	Fire-wood,	136	50	
"	"	Porter Hire,	70	00	
"	"	For survey of Land scrip,	36	00	
1860.					
Feb. 11.	For	salary of Commissioner,	1,999	94	
"	"	" of Chief Clerk,	1,399	92	
"	"	" of Translator,	1,200	00	
"	"	" of Receiver,	974	20	
"	"	" of Chief Draftsman,	1,200	00	
"	"	" of 3 Ass't Draftsmen,	3,899	76	
"	"	" of 6 second Assistant Draftsmen,	5,377	16	
"	"	" of 23 Ass't Clerks,	20,774	10	
"	"	Stationery,	1,149	64	
"	"	Contingent Fund,	319	06	
"	"	Postage,	327	05	
"	"	Printing,	75	50	
"	"	Porter Hire,	240	00	
"	"	Stationery fund, (1861,)	238	40	
"	"	Photographic Bureau,	2,204	02	45,531 58

COURT OF CLAIMS.

1858.					
Feb. 15.	For	Contingent Fund,	9	50	
1860.					
Feb. 11.	For	salary of Commissioner,	1,791	60	
"	"	" of Chief Clerk,	1,075	00	

Feb. 11.	For Contingent Fund,	390 08		
"	" do do (1861,)	62 03	3,328	20

GEOLOGICAL BUREAU.

1860.				
Jan. 10.	For Contingent Fund, (1859,)	1,173 04		
1860.				
Feb. 11.	For salary of Geologist,	2,950 00		
"	" " of two Assistants,	2,875 00		
"	" Contingent Fund,	5,000 00		
Feb. 11.	" salary of Geologist,	250 00		
"	" Contingent Fund,	1,500 00	13,748	07

ASYLUMS.

1858.				
Feb. 15.	For support of Deaf and Dumb,	1,722 76		
1860.				
Feb. 11.	For support of Deaf and Dumb,	7,954 32	9,677	08
1858.				
Feb. 15.	For support of Blind,	2,750 15		
1860.				
Feb. 11.	For support of Blind,	6,812 36	9,562	41
1856.				
Aug. 21.	For erection of Lunatic,	2,001 14		
1858.				
Feb. 15.	For purchasing of site, furn'g, etc.	5,381 36		
1860.				
Feb. 11.	For erection and support of do.	25,986 62	33,369	12
			52,608	61

PENITENTIARY.

1860.				
Feb. 3.	For transportation of convicts,	16,483 75		
"	" purchase of Materials for Factory,	15,000 00		

Feb. 11.	For Stationery, Postage, and Printing,	150 00		
" 3.	For Purchase of Machinery,	27,000 00		
" 11.	" salary of Superintendent,	1,512 50		
" "	" " of Financial Agent,	1,337 50		
" 3.	" " of 3 Directors,	743 16		
" 3.	" " of Chaplain,	270 82		
" 3.	" " of Physician,	492 36	62,999	09

PENSIONS.

1858.				
Feb. 15.	To sundry persons,	575 00		
1860.				
Feb. 11.	To sundry persons,	1,387 50	1,962	50

IMPROVEMENT OF BAYS, RIVERS, ETC.

1856.				
Aug. 1.	For Colorado River,	10,000 00		
"	" Brazos River,	12,535 00		
"	" Sabine River,	8,200 00		
"	" Angelina and Neches Rivers,	8,203 66		
"	" Big Cypress Bayou,	10,649 40		
"	San Bernard River,	2,720 00		
"	Galveston Bay,	5,000 00		
"	San Luis Bay,	8,437 50	65,745	57
1856.				
Sept. 1.	For salary of Sub Engineers,	480 00		
"	" hire of boat, hands, etc.,	3 50		
1858.				
Feb. 15.	For salary of State Engineer,	1,283 33		
1860.				
Feb. 11.	For salary of special agents,	758 00	2 524	83
			68,270	40

MISCELLANEOUS.

1856.				
Feb. 4.	To pay for arrest, safe keeping and prosecution of offenders, under Act of Feb. 2, 1856,	1,494 25		

Sept. 1.	To pay for prosecuting for burning of Adjutant General's office, and for forgeries in same,	13 50		
1856.				
Aug. 26.	For improvement of Capitol Grounds,	4,771 08		
1858.				
Feb 15.	For indemnity to owners, for slaves executed,	1,000 00		
1860.				
Feb. 11.	For indemnity to owners for slaves executed,	1,000 00		
1858.				
Feb. 15.	For purchase of Digest of Laws,	257 94		
Jan. 19.	For expenses in drawing arms from Federal Government,	246 51		
1860.				
Jan. 25, and Feb. 11.	For relief of sundry persons,	8,456 52		
Jan. 31.	For taking Scholastic Census, 1859 and 1860,	11,264 67		
Feb. 2.	For sale of University Lands,	1,641 45		
" 11.	" boring Artesian well,	3,121 22		
" 11.	" repairs on public buildings,	1,454 61		
" 11.	" boundary survey,	10,492 19	45,213	34

DEBT OF THE LATE REPUBLIC.

	Amount paid, - - - -		12,391	64

FOR THE "CORTINAS WAR."

1860.				
Jan. 12.	For pay of Captain Tobin's company,	9,748 28		
Feb. 15.	For pay and subsistence of troops on Rio Grande,	36,966 40		
" 3.	For pay and subsistence of troops on Rio Grande,	24,399 82		
	Total in cash warrants,	71,114 50		
Feb. 3.	Amount drawn in ten per cent. warrants for same service,	66,713 60	137,828	10

FOR THE PROTECTION OF THE FRONTIER.

1860.					
Feb. 8.	For pay of Ford, Bourland and Brown's companies, etc.,	60,445	02		
Feb. 3.	For protection of the Frontier,	76,937	73		
Feb. 11.	For supplies furnished Captain J. Williams' company,	7,423	45		
	Total in cash warrants,	144,806	20		
	For amount drawn in ten per cent. warrants for same service,	62,843	39		
Feb. 14.	For salary of Adjutant General and contingent fund,	3,85	00	208,034	59
				$892,951	64

RECAPITULATION.

For —	Legislative purposes,	$	94,997 01
	Supreme Court, etc.,		25,510 06
	District Courts, etc.		71,628 67
	Attorney General's office, etc.		2,697 24
	Governor's office, etc.		10,045 99
	Secretary of State's office, etc.		12,006 27
	Comptroller's office,		20,514 33
	Treasurer's office,		3,644 34
	General Land office,		45,531 58
	Court of claims,		3,328 21
	Geological Bureau,		13,748 07
	Asylums,		52,608 61
	Penitentiary,		62,990 09
	Pensions,		1,962 50
	Improvement of Bays, Rivers, etc.		68,270 40
	Miscellaneous purposes,		45,213 94
	Debt of the late Republic,		12,391 64
	The "Cortinas War,"		137,828 10
	The protection of the Frontier,		208,034 59
	Total sum expended	$	892,951 64

Of which $129,556 99 was in ten per cent. warrants, and $763,394 65 was in cash warrants.

COMPTROLLER'S OFFICE, AUSTIN, Jan 20, 1861.

CLEM. R. JOHNS, *Comptroller.*

Correspondence between Hon. J. M. Calhoun, Commissioner from Alabama, and Gov. Sam Houston.

AUSTIN, TEXAS,
January 5th, 1861.

Dear Sir :—I come as the accredited Commissioner of the State of Alabama, to consult and advise with yourself and the members of the State Legislature and of the Convention of Texas, as to what is best to be done to protect the rights, the interests and the honor of the slaveholding States.

Neither the Legislature of Texas or any Convention being now in session, and my speedy return to Alabama being required, my conference must be of necessity, confined to yourself, with a request that my communication to you, may be communicated to the Legislature of Texas, when it shall assemble, as I am pleased to learn, will be at no distant day.

In performance of this, my duty, under all surrounding circumstances, I have only simply to say, that Alabama, through her Legislature, being the first to move in that direction, which may possibly result in the severance of all connection with the Federal Government, as the only means of saving her citizens from the utter ruin and degredation which must follow from the administration of that Government, by a sectional and hostile majority, desires to assure her sister slaveholding States, that she feels that her interests are the same with theirs, and that a common destiny must be the same to all. That, therefore, whatever may be the course which she may deem it proper to take to meet the dangers by which she as well as they are surrounded, she will do so with an earnest desire, that there may be in the present and in the future, an unbroken band of brotherhood and union between herself and Texas, and every other slaveholding State. That, she will not act with rashness or thoughtlessness, but with mature and deliberate consideration. That she will by all means endeavor to avoid the doing of any act which may shake the confidence or alienate the friendly feelings of her sister slaveholding States. That whatever may be the determination of her people, to be assembled in their sovereign character in Convention, on the 7th inst., they will still cover themselves and their posterity under the folds of the old Constitution of the United States, in its purities and truth.

It is perhaps, my duty to give your Excellency my individual opinion, that the action of the Convention to assemble on the 7th inst., will be to withdraw from the present Union, and to take her position as a sovereign and independent State, seeking

and desiring a near and perfect Union with all other States of the South as speedily as possible. This will, however, have been decided one way or the other, and be made known to the Legislature of your State, by the time it shall assemble.

Hoping and trusting that there may be no discord between the States of the South; that unanimity, confidence, wisdom, prudence and firmness may mark the course of all, and that a kind Providence may rule over and guide and protect us in our day of gloom and danger.

I remain, very respectfully,
Your obedient servant,
J. M. CALHOUN,
Commissioner from Alabama.

EXECUTIVE DEPARTMENT,
AUSTIN, Jan., 7th, 1861.

TO HON. J. M. CALHOUN,
COMMISSIONER FROM ALABAMA,

Dear Sir:—Your communication of the 5th inst., informing me of the object of your mission, on the part of the State of Alabama, is before me.

As a citizen of a sister State, bearing an appointment of Commissioner to Texas, from her Chief Executive, I welcome you here, and trust that whatever ideas you may adopt in reference to the political opinions of the people of Texas, you may bear back with you the evidences of their kindness, hospitality and friendship.

Having convened the Legislature of the State, with a view to its providing a mode by which the will of the people of Texas may be declared, touching their relations with the Federal Government and the States, I cannot authoritatively speak as to the course they will pursue. A fair and legitimate expression of their will through the ballot-box is yet to be made known. Therefore, were the Legislature in session, or were a legally authorized Convention in session, until the action taken is ratified by the people at the ballot-box, none can speak for Texas. Her people have ever been jealous of their rights, and have been careful how they parted with the attributes of their sovereignty. They will reserve to themselves the right to finally pass upon the act involving so closely their liberties, fortunes, peace and happiness; and when through the free exercise of that sacred privilege, which has, ever until now, been deemed the best

security for the liberties of the people and the surest means of remedying encroachments upon their rights, they have declared their will, then and then only can any speak for Texas. Until then, nothing but individual opinions be expressed; and mine are entitled to no more weight than a long acquaintance with the people and a continued intercourse and communication with them, would justify.

That there is a difference of opinion existing in Texas, in relation to the course necessary to pursue at this period, none can deny. Citizens, alike distinguished for their worth and public services, hold opposite views; and while all are united in the determination to maintain our Constitutional rights, they differ as to the mode of accomplishing the same. In this I do not include that reckless and selfish class, who, moved by personal ambition, or a desire for office or spoil, desire a change of government, in the hope that aggrandisement will attend them.

I believe, however, that a large majority of the people, recognizing the obligations they owe to the border States, who have so long stood as barriers against the assaults of abolitionism, desire to concert such measures, as will not only conduce to their safety, but the benefit of the entire South. As Executive of the State, I have deemed it my duty to present to the other Southern States, a proposition for a consultation, having that object in view. Alabama has not yet responded to the same, and although the tenor of your letter indicates that she will pursue a different course. I trust that when the great interests at stake are duly considered by her people, they will determine to join with Texas and the majority of the Southern States, in an honest and determined effort, to obtain redress for the grievences which the North has put upon us, ere they take the fatal step, which in my opinion, ultimately involves civil war and the ruin of our institutions, if not of liberty itself.

If "Alabama has been the first to move in the direction which may possibly result in the severance of all connection with the Federal government," it is a matter of pride to me that Texas has, in this time of peril, been the first to move in that direction calculated to secure Southern unity and co-operation. Texas is the only one of the States which possessed, ere her connection with the Union, full and complete Sovereignty. Though she brought an empirein to the Union and added vastly to the area of slavery, she arrogates to hrself no especial privilege, nor has she yet consulted her own safety, or interest, save in common with that of the entire South. Know-

ing the obligations which she took upon herself when she came into the Union, she has thus far shown no desire to relieve herself of those obligations, until it is manifest that the compact made with her will not be observed. Having made an effort in concert with her Sister Slaveholding States, to secure the observance of that compact, and failed in that effort, it would then be her pride to sink all considerations prompted by her own ambition, and share a common fate with them; but, if on the contrary, they, consulting their own interests and their own inclinations, neither seeking her counsel or co-operation, act seperately and alone, and abandon a Union and a Government, of which she yet forms a part, Texas will then be compelled to leave a policy, whereby she has unselfishly sought the good of the whole South, and will pursue that course which her pride and ancient character marks out before her.

Were I permitted to trust alone to the tenor of the first part of your communication, and had you given me no assurrance of the fact, that, although Alabama "desires to assure her Sister Slaveholding States, that she feels that her interests are the same with theirs, and that a common destiny must be the same to all," yet that she will, through her convention, which assembles to day, the 7th inst., "withdraw from the present Union and take her position as a Sovereign State," I could give you more assurance of my co-operation as executive of Texas, with Alabama in the present emergency. Should Alabama, without waiting for the action of Texas, withdraw from the Union, and Texas by the force of circumstances, be compelled at a future period, to provide for her own safety, the course of Alabama, South Carolina, and such other States as may follow their lead, will but strengthen the conviction, already strong among our people, that their interests will lead them to avoid entangling alliances, and enter once again upon a National career. No claim would then exist upon Texas, for her co-operation, has not been deemed important at a time when it was essential to her safety; and her statesmen will deem that she violates no duty to the South, in unfurling once again her Lone Star Banner, and maintaining her position among the independent nations of the earth. If the Union be dissolved and the gloomy forebodings of patriots be realized in the ruin and civil war to follow, Texas can "tread the wine press alone," in the day of her misfortune, even as her freemen trod it in the past, and if she falls in the effort to maintain liberty and her institutions upon her own soil, she will feel that posterity will justify her and lay no blame at her door.

Texas, unlike Alabama, has a frontier subject to hostile incursions. Even with the whole power of the United States to defend her, it is impossible to prevent frequent outrages upon her citizens. The numerous tribes of Indians now controlled by the United States, and restrained by treaty stipulations and the presence of the army, would by the dissolution of the Union, be turned loose to provide for themselves, and judging from the past, it is not unreasonable to suppose they will direct their savage vengeance against Texas. The bandits of Mexico, have within the past year, given an evidence of their willingness to make inroad upon us, could they do so with impunity. These are some of the consequences of disunion, which we of the border cannot shut out from our sight. If Texas has been compelled to resort to her own means of defense, when connected with the present Union, it is not to be supposed that she could rely for protection on an alliance with the Gulf States alone; and having grown self-reliant amid adversity, and continued so as a member of the Union, it will be but natural that her people, feeling that they must look to themselves, while sympathizing fully with those States, whose institutions are similar to their own, will prefer a seperate Nationality, to even an equal position in a Confederacy, which may be broken and destroyed at any moment by the caprice or dissatisfaction of one of its members. Texas has views of expansion not common to many of her sister States. Although an empire within herself, she feels that there is an empire beyond essential to her security. She will not be content to have the path of her destiny clogged. The same spirit of enterprise which founded a Repuclic here, will carry her institutions Southward and Westward. Having when but a handful of freemen, withstood the power of a nation, and wrung from it her independence, she has no fear of abolition power while in the Union; and should it be the resolve of her people to stand by the Constitutien, and maintain in the Union those rights guaranteed to them, she will even be proof against the "utter ruin and degredation" depicted in your communication. A people determined to maintain their rights can neither be ruined nor degraded, and if Texas takes upon herself the holy task of sustaining the Constitution, even in the midst of its enemies, history will accord her equal praise with those who sought only their own safety, and left the temple of liberty in their possession.

Were I left to believe that Alabama is disposed to second the efforts made to secure co-operation of the South, in demanding redress for our grievances, or that her course would in the least

depend upon that of Texas, I would suggest such views as sincere and earnest reflection have induced. But, as you express the opinion, that Alabama will, through her Convention, without waiting to know the sentiments of the people of Texas, act for herself, there can be no reason why I should press them upon your attention, nor is it a matter of importance whether they reflect the popular sentiment of the State, or not. They would be alike unavailing. Nor will I enter into a discussion as to how far the idea of the adoption of the Constitution of the United States will be acceptable to the people of the States, forming a Southern Confederacy. That Constitution was a compromise of conflicting interests. It was framed so as to protect the slaveholding States against the encroachments of the non-slaveholding. The Statesmen of the South secured a representation for three-fifths of our slave property. Whether this, and other provisions of that instrument will be deemed applicable to States which have no conflicting interests so far as slavery is concerned, is not for me to say; but I cannot refrain from expressing the opinion, that if the proud and gallant people of Alabama, are willing to "still cover themselves and their posterity under the folds of the old Constitution of the United States, in its purity and truth," the rights of Texas will be secure in the present Union, so long as the Constitution is preserved and controls the administration of she Government; and although "the administration of the Government by a sectional hostile majority," will be distasteful to the feelings of Texas, if she can, by constitutional and fair means, induce that majority to yield obedience to the Constitution and administer the Government in accordance with it, the triumph will be ours; and will escape the miseries of civil war, and secure to ourselves and to our posterity all the blessings of liberty, which by the power of Union have made us the greatest nation on the earth.

Recognizing, as I do, the fact that the sectional tendencies of the Black Republican party call for determined constitutional resistance at the hands of the united South, I also feel that the million and a half of noble-hearted conservative men, who have stood by the South, even to this hour, deserve some sympathy and support. Although we have lost the day, we have to recollect that our conservative Northern friends cast over a quarter of a million more votes against the Black Republicans, than we of the entire South. I cannot declare myself ready to desert them, as well as our Southern brethren of the border, (and such I believe to be the sentiment of Texas,) until at least one firm attempt has been made to preserve our constitutional rights within the Union.

In conclusion, allow me to say, that whatever may be the future of the people of Alahama, my hopes and ardent prayers for their prosperity will attend them. When I remember their progress, and the evidences they have had of the blessings of free government, I join you in the belief that they "will not act with rashness or thoughtlessness, but with mature and deliberate consideration." Forty-seven years ago, to prevent the massacre of her citizens, it was upon her soil, that I gave the first proofs of my manhood and devotion to the Union. The flag that I followed then, was the same stars and stripes which the sons of Alabama have aided to plant on many a victorious field. Since then, Alabama has risen from an almost wilderness region, under the fostering care of the Federal Government and the power embraced in Union, to a great, wealthy and prosperous people, and obtained a position, which without Union with the other States, she could not have achieved for ages, if ever.

Receive for yourself and the people of Alabama, whose accredited Commissioner you are, the assurances of my esteem and consideration.

I have the honor to be
Your most ob'd't. serv't.,
SAM HOUSTON.

The Senate then retired to their chamber.

On motion the House adjourned till 10 o'clock A. M. tomorrow.

HOUSE OF REPRESENTATIVES,
Wednesday, Jan. 23rd, 1861.

House met pursuant to adjournment—roll called—qourum present—journal of yesterday read and adopted.

Mr. Rose, member elect from Goliad county, came forward, presented his credentials, took the oath of office and his seat.

On motion of Mr. Buckley, Mr. Morris was added to the committee on Judiciary.

On motion of Mr. Dickson, Mr. Henderson was appointed to serve on committee on Federal Relations, in the place of Mr. Manly, during his absence.

Mr. Buckley moved to have printed five thousand copies of the Governor's message with accompanying documents.

Mr. Mabry moved to amend the motion by adding, that they be furnished in five days. Carried, and the motion to print carried.

A message was received from the Senate informing the House that the Senate had passed the House joint resolution, repealing the joint resolution in response to the Governor's message on Kansas affairs, approved Feb., 16, 1858.

Also, had passed a bill in relation to the procurement of money due by the United States to the State of Texas.

Mr. Dale introduced a bill to appropriate money for per diem pay of our late Presidential Electors. Read first time.

On motion of Mr. Dale, the rule was suspended, bill read second time, and

On motion of Mr. Foscue, referred to committee on Finance.

Mr. Stewart introduced a bill making an appropriation for pay of the mileage and per diem of the members and the per diem pay of the officers of the extra session of the eighth legislature. Read first time.

On motion of Mr. Stewart, the rule was suspended, bill read second time and ordered to be engrossed.

On motion of Mr. Stewart, the rule was further suspended, bill read third time and passed.

Mr. Bogart offered the following resolution :

Resolved, That the proper mode of deciding finally, the question of secession of the State of Texas from the American Union, is the submission of that question, to a direct vote of the qualified electors of the State, at the ballot-box, for approval or rejection.

On motion of Mr. Stewart, resolution laid on the table by the following vote :

Mr. Epperson calling for the yeas and nays.

YEAS.—Messrs. Speaker, Anderson, Barclay, Baxter, Billingsly, Buckley, Caddell, Craig, Crawford, Cumby, Dale, Darnell, Daniels, Dennis, Dickson Flewellen, Francis, Franklin, Foscue, Hall, Harrison of C., Harrison of V. Z., Hartley, Henderson, Hubbard, Lewter, Lynch, Maverick, Morris, Mills, Munson, Nelson, Parker, Perry, Redwine, Ross, Rose, Shelton, Speights, Stewart, Wælder, Walworth, Warfield, Waterhouse and Whitfield—45.

NAYS.—Messrs. Bogart, Branch, Camp, Crooks, Clark, Culberson, Davis of H., Duncan, Ellett, Epperson, Hancock, Haynes, Henry, Houghton, Lewis of M., Mabry, McKnight, Middleton, Mundine, Navarro, Norton, Owens, Redgate, Robinson, Shannon, Taylor, Whitmore, and Wrede—29.

Mr. Darnell, chairman of committee on Federal Relations, by permission, submitted the following report :

The committee on Federal Relations, to whom was referred a

series of resolutions, touching our relations with the Federal government, have had the same under consideration, and after deliberate discussion of the same, beg leave to report the same back to the House, and recommend that they be laid on the table. The committee, impressed however, with the great and imperative necessity of some decided action being taken by Texas in this emergency, beg leave to report to the House the accompanying joint resolutions, and earnestly recommend their passage at the earliest day.

Mr. Haynes offered the following resolution :

Resolved, That the committee on Military Affairs be requested to bring in a bill to provide for a permanent military force for the protection of the Rio Grande frontier, to take the place of the Federal troops now in that section of the State, whenever they may be withdrawn by the Federal government.

On motion of Mr. Rose, the resolution was laid on the table.

Mr. Mabry presented a petition of sundry citizens of the State of Texas, and stockholders of the Memphis and El Paso Raiload Company. Referred to committee on Internal Improvements.

Mr. Shannon introduced a bill to provide for the protection of the frontier of the State of Texas. Read first and second times and referred to committee on Frontier Protection.

Mr. Mills introduced a bill for the relief of Elija Bishop. Read first and second times and referred to committee on Claims and Accounts.

On motion of Mr. Taylor, the report from committee on Federal relations, reporting a substitute for a series of resolutions touching our relations with the Federal government, was taken up and 200 copies of the resolutions and report ordered to be printed.

On motion of Mr. Wælder, the resolutions were made the special order for 11 o'clock to-morrow.

On motion of Mr. Nelson the Senate's bill for procurement of money due by the United States to Texas, was taken up and read first time.

On motion of Mr. Dickson, rule was suspended, bill read second time and passed to third reading.

On motion of Mr. Nelson, rule further suspended, bill read third time and passed.

Mr. Henry introduced a bill for the relief of the purchasers of Seminary lands. Read first and second times and referred to committee on Finance.

Wr. Warfield introduced a bill to legalize the election of

James G. Stephens as Chief Justice of Hunt county. Read first and second time and referred to committee on Judiciary.

Mr. Shannon introduced a bill to incorporate the Milford Masonic Institute. Read first and second times and referred to committee on State Affairs.

ORDERS OF THE DAY.

The resolution that the House legislate upon no local or individual measure during the session was taken up.

Mr. Ross offered the following as a substitute :

Resolved, That this Legislature will entertain no local or general legislation, except that for which it was convened, or incidental thereto.

On motion of Mr. Henderson the substitute was laid on the table.

[Mr. Baxter in the Chair.]

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed the bill making an appropriation for the mileage and per diem pay of the members and the per diem pay of the officers of the extra session of the eighth Legislature.

Mr. Buckley moved to re-consider the vote adopting the resolution to legislate on no local business.

Mr. Mills moved to lay the motion to reconsider on the table. Lost by the following vote :

Mr. Duncan calling for the yeas and nays.

YEAS.—Messrs. Anderson, Barclay, Buckley, Caddell, Crawford, Crooks, Clark, Dale, Darnell, Daniels, Dennis, Dickson, Flewellen, Francis, Franklin, Foscue, Harrison of C., Houghton, Hubbard, Lewis of M., Maverick, Morris, McCutcheon, McKnight, Mundine, Munson, Parker, Redwine, Ross, Speights, Stewart, Wælder, Walworth, Whitfield, Whitmore—35.

NAYS.—Messrs. Baxter, Billingsly, Bogart, Branch, Camp, Craig, Culberson, Cumby, Davis of H., Duncan, Epperson, Hall, Harrison of V. Z., Henry, Hubert, Lewter, Lynch, Mabry, Middleton, Mills, Navarro, Nelson, Norton, Owens, Perry, Redgate, Robinson, Rose, Shannon, Shelton, Taylor, Warfield, Waterhouse, Wortham and Wrede—35.

On motion of Mr. Dickson, a call of the House was ordered.

Absentees.—Messrs. Armstrong, Benevedes, Bryan, Davis of B., Dougherty, Edwards, Ellett, Hancock, Hartly, Kinney, Lewis of R., Mabry, Martin, Maxey, Short, and Smith.

On motion of Mr. Dickson the call of the House was suspended.

The question recurring on the motion to reconsider, the vote

adopting the resolution, the House refused to reconsider the vote.

Mr. Buckley offered the following resolution :

Resolved, That the Governor be requested to transmit to this House, a statement and specifications of the point or points over which jurisdiction has been ceded to the government of the United States for public purposes, under an act of 19th Decr., 1849, and what if any, consideration was received therefor.

Laid over one day for consideration.

On motion of Mr. Buckley, the rule was suspended, and the resolution adopted.

[Speaker resumed the Chair.]

Mr. Wælder offered the following resolution :

Resolved, That the use of the hall of the House of Representatives, as well as fuel and stationary be tendered to the Convention, which will meet on next Monday, each day while said Convention may be in session, at and after the hour of 2 o'clock, P. M.

Mr. Henry moved to lay the resolution on the table.

Mr. Davis of H., moved to adjourn till to-morrow morning 10 o'clock. Lost.

The question recurring on the motion to lay the resolution on the table.

The yeas and nays were called for by Mr. Baxter, and the House refused to lay it on the table by the following vote :

Yeas.—Messrs. Bogart, Camp, Clark, Davis of H., Epperson, Haynes, Henry, Mundine, Navarro, Norton, Owens, Redgate, Taylor, Whitmore, and Wrede—15.

Nays.—Messrs. Speaker, Anderson, Barclay, Baxter, Billingsly, Branch, Buckley, Caddell, Craig, Crawford, Crooks, Cumby, Dale, Darnell, Daniels, Dennis, Dickson, Duncan, Flewellen, Francis, Franklin, Foscue, Hall, Harrison of C., Harrison of V. Z., Henderson, Houghton, Hubbard, Hubert, Lewter, Lynch, Mabry, Maverick, Morris, McKnight, Middleton, Mills, Munson, Nelson, Parker, Perry, Redwine, Robinson, Ross, Rose, Shannon, Shelton, Speights, Stewart, Wælder, Walworth, Warfield, Waterhouse, Whitfield, and Wortham—55

And the resolution adopted.

Mr. Henry moved to add Mr. Hancock to committee on Federal Relations.

On motion the House adjourned till 10 o'clock, A. M., tomorrow, pending Mr. Henry's resolution.

HOUSE OF REPRESENTATIVES,
Thursday, January 24, 1861.

The House met pursuant to adjournment—roll called—quorum present. Journal of yesterday read, and adopted.

Mr. Buckley presented the memorials of G. W. Glasscock and O. H. Millican.

Mr. Taylor objected to the House receiving said memorial, under the resolution adopted, refusing to transact any private business, and was sustained by the Speaker.

Mr. Parker, one of the committee on Stock and Stock-raising, reported, recommending the passage of the bill supplementary to an act entitled an act to regulate Estrays, with amendments by the committee. Amended by striking out third section.

Mr. Shannon, chairman of select committee on Indian Affairs, reported, recommending the passage of the bill to provide for the protection of the frontier of the State of Texas, with amendments by the committee.

AMENDMENTS.

Section 1: Strike out "sixty" and insert "forty", and fill the blank, in section 1, with Montague, Jack, Clay, Wise, Young, Parker, Palo Pinto, Johnson, Erath, McLennon, Comanche, Hamilton, Bosque, Coryell, Bell, Lampasas, Brown, San Saba, Llano, Burnett, Gillespie, Bandera, Uvalde, Mason, Medina, Atascosa, Live Oak, Nueces, Starr, Hidalgo, Zapata, Cameron, Webb, El Paso, and other unorganized frontier counties, as soon as organized.

Section 5: After "State," add "and another copy to the Comptroller."

Section 7: Strike out "15", wherever it occurs, and insert "10", and insert, after forward, "immediately."

Section 9: The men called out under the provisions of the act shall, when in actual service, be governed by the rules and articles of war governing the army of the United States, wherever applicable, and when not in actual service, by such by-laws and regulations as they may make; not being inconsistent with the Constitution or laws of this State.

Section 10: Insert "Sec. 9."

Mr. Bogart gave notice that he would protest against the action of the House on his resolution, declaring the proper mode of State secession.

Mr. Davis, of H., offered the following resolution:

Resolved, That his Excellency, the Governor, be requested to transmit to this House the correspondence between himself and

the Comptroller of this State upon all matters connected with his office. Laid over one day for consideration.

Mr. Dennis introduced a bill to prescribe the order in which cases shall be determined in the Supreme Court. Read first and second times, and referred to Judiciary committee.

Mr. Hancock introduced a bill to amend an act entitled an act to regulate the descent and distribution of intestates estates, approved March 18, 1848. Read first and second times, and referred to Judiciary committee.

Mr. Hubert introduced a bill to be entitled an act for the relief of the debtors of the State of Texas. Read first and second times, and referred to Judiciary committee.

Mr. Crooks offered the following resolution:

Resolved, That the committee on Military Affairs be requested to inquire into the expediency of arming and equiping military companies that are organized or may be organized hereafter in the State, and that they report by bill or otherwise.—Adopted.

A message was received from the Senate, informing the House that the Senate had passed the House's bill making an appropriation for the mileage and the per diem pay of the members of the "Extra Session" of the Eighth Legislature, with amendment by the Senate. Amendment—Insert, after "dollars", in second line, the words, "or so much thereof as may be necessary": Also, had passed a bill to define the time of holding Courts in the Nineteenth Judicial District.

Mr. Taylor offered the following resolution:

Resolved, That the Governor be requested to inform this House, as early as possible, what sum per annum will be necessary to maintain Texas as an separate nation. Laid over one day for consideration.

Mr. Ellett offered the following resolution:

Resolved, That we unhesitatingly repudiate and denounce the idea of any number of counties, through the agency of the State Convention, or otherwise, have any constitutional authority to coerce any county or counties, after they have dissolved their connection with the said government, and that any attempt on the part of the State Convention to use force against a seceding county or counties is a tyranous usurpation of power, striking at the heart of the existence of the sovereignty of the people, tending to our subjugation and conquest, and will be resisted at all hazards, and to the last extremity.

On motion of Mr. Buckley, the Resolution was rejected, by the following vote, Mr. Buckley calling for the yeas and nays:

Yeas—Messrs. Speaker, Anderson, Armstrong, Barclay, Baxter, Benivedes, Billingsly, Bogart, Branch, Bryan, Buckley, Caddell, Camp, Craig, Crooks, Clark, Cumby, Dale, Darnell, Daniels, Davis of B., Davis of H., Dickson, Dennis, Dougherty, Duncan, Edwards, Flewellen, Francis, Franklin, Foscue, Hancock, Hall, Harrison of C., Harrison of V. Z., Hartley, Henderson, Houghton, Hubbard, Hubert, Lewis of M., Lewter, Lynch, Mabry, Maverick, Maxey, Morris, Middleton, Mills, Munson, Nelson, Parker, Perry, Redgate, Redwine, Robinson, Ross, Rose, Shannon, Shelton, Speights, Stewart, Wækler, Walworth, Warfield, Waterhouse, Whitfield, Wortham, and Wrede—69.

Nays—Messrs. Ellett, Epperson, Henry, Norton, Owens, Taylor, and Whitmore—7.

Mr. Lewis, of M., presented a memorial of sundry citizens of Montgomery county. Referred to committee on Federal Relations.

Mr. Haynes introduced a bill to provide for a regular standing force to garrison and defend the Rio Grande frontier. Read first and second times, and referred to committee on Military Affairs.

ORDERS OF THE DAY.

The House's Bill, making an appropriation for the mileage and per diem pay of the members, and the per diem pay of the officers of the Extra Session of the Eighth Legislature, with amendments by the Senate, was taken up, and the amendments concurred in.

The motion of Mr. Henry to add Mr. Hancock to the committee on Federal Relations, pending when the House adjourned yesterday, was considered and carried.

The report of the Judiciary committee, asking to be discharged from further consideration of the Resolution requiring said committee to inquire whether or not any members of this House are disqualified from taking their seats, was taken up and adopted.

The report of the committee on Judiciary, asking to be discharged from further consideration of the petition of sundry citizens of Kaufman county, protesting against the Hon. A. B. Norton's taking his seat, was taken up and adopted.

The hour having arrived, the special order, viz., the report from committee on Federal Relations, asking that the Resolution referred to said committee, touching our relations with the Federal Government, be laid on the table, and reporting a series of resolutions relative to the same subject, was taken up.

The question being the adoption of the report of the committee, which recommended the tabling of the Resolution, referred, the Speaker decided that the question, under the rules of the House, was not debatable.

Mr. Taylor appealed from the decision of the Chair, and on said motion moved a call of the House, which was seconded. Absentees—Messrs. Culberson, Kinney, Lewis of R., Manley, Martin, Pirkey, Short, and Smith.

Mr. Hartley offered the following resolution:

Resolved, by the Legislature of the State of Texas, that all political power is inherent in the people, and that they have a right to alter, reform, or abolish, their form of government, in such manner as they may think expedient; and that we recognize the call, and election by the people, of a convention of delegates, to assemble in the City of Austin, on or about the twenty-eighth day of this month, to take into consideration the expediency of altering our present form of government, as the legitimate exercise of this right. That we believe that the peace, the safety, and the preservation of the rights and liberties of the people of the State of Texas, demand her secession from the Federal Union, known as the United States of America. That, in the opinion of this Legislature, whatever action is taken by said convention of delegates should be submitted to the people of the State for their ratification, or rejection by a direct vote of the qualified electors of the State for members of the Legislature.

On motion of Mr. Davis, of Hays, referred to committee on Federal Relations.

On motion of Mr. Nelson, the rule was suspended, and the Senate's bill to define the time of holding courts in the Nineteenth Judicial District, was taken up and read first and second times.

On motion of Mr. Nelson, the rule was further suspended, and passed to third reading.

On motion of Mr. Nelson, the rule was further suspended, bill read third time, and passed.

Mr. Lewis, of M., moved to suspend call of House. Lost.

Mr. Shannon moved to suspend rule, and take up the bill to provide for the protection of the frontier.

On motion of Mr. Henderson, a call of the House was ordered. Absentees—Messrs. Culberson, Kinney, Lewis of R., Manly, Martin, Pirkey, Short and Smith.

Mr. Flewellen moved to excuse the absent members from attendance on the House.

On motion of Mr. Haynes, a call of the House was ordered, by the following vote; Mr. Dougherty, calling for the yeas and nays:

Messrs. Armstrong, Benevides, Bogart, Camp, Clark, Davis of H., Ellett, Epperson, Hancock, Haynes, Henry, Mundine, Navarro, Owens, Taylor, Whitmore and Wrede—17.

Nays—Messrs. Anderson, Barclay, Baxter, Billingsly, Branch, Buckley, Caddell, Craig, Crawford, Crooks, Cumby, Dale, Darnell, Daniel, Davis of B., Dennis, Dickson, Dougherty, Duncan, Edwards, Flewellen, Francis, Franklin, Foscue, Hall, Harrison of C., Harrison of V. Z., Hartley, Henderson, Houghton, Hubbard, Hubert, Lewis of M., Lewter, Lynch, Maverick, Maxey, Morris, McCutcheon, Middleton, Mills, Munson, Nelson, Parker, Perry, Redwine, Ross, Rose, Shannon, Shelton, Speights, Stewart, Wælder, Walworth, Warfield, Waterhouse, Whitfield, and Wortham—57.

Mr. Davis, of Bastrop, reported as follows:

The special committee, to whom was referred a resolution respecting the death of the late Dr. J. H. Barnard, member from Goliad, have had the same under consideration, and instruct me to report the following resolutions:

1. *Resolved*, That we have learned, with regret, the death of our friend and fellow-member, Dr. J. H. Barnard, and that in his death the country has lost a worthy and honorable citizen; a friend of Liberty and Freedom. That we unite our grief with that of the family of the deceased, tendering them our sympathy in their deep grief.

2. *Resolved*, That we hold his memory in veneration and esteem, because of his unsullied character in public and private life, and because of his patriotic services in the struggle for Texas Independence.

3. *Resolved*, That a copy of these Resolutions be forwarded to the family of deceased by the Speaker, and that the House wear the usual badge of mourning, for thirty days, in memory of the deceased.

Respectfully submitted.

B. H. Davis, chairman, Eli Baxter, T. J. Crooks, J. Hall, and T. H. Mundine.

Report received.

Mr. Stewart moved to suspend rule fifty-six, which allows fifteen members to keep up a call of the House.

[Mr. Henderson in the Chair.]

Mr. Taylor moved a call of the House on Mr. Stewart's motion.

The Chair decided the motion out of order.

Mr. Davis, of H., appealed from the ruling of the Chair.

The House sustained the ruling of the Chair. The question then recurring upon the motion to suspend the fifty-sixth rule, the same was put, (the yeas and nays being called for by Mr. Davis of H.,) and stood as follows:

Yeas—Messrs. Anderson, Barclay, Baxter, Billingsly, Bryan, Camp, Craig, Crawford, Crooks, Cumby, Dale, Darnell, Daniels, Davis of B., Dennis, Dickson, Duncan, Flewellen, Francis, Franklin, Foscue, Hall, Harrison of C., Harrison of V. Z., Hartley, Henderson, Houghton, Hubbard, Hubert, Lewis of M., Lewter, Lynch, Maverick, Maxey, Morris, McCutcheon, McKnight, Middleton, Mills, Munson, Nelson, Parker, Perry, Redwine, Robinson, Ross, Rose, Shannon, Shelton, Speights, Stewart, Welder, Walworth, Wafield, Waterhouse, Whitefield, and Wortham—56.

Nays—Messrs. Armstrong, Bogart, Branch, Buckley, Caddell, Clark, Davis, of H., Dougherty, Edwards, Ellett, Epperson, Hancock, Haynes, Henry, Mabry, Mundine, Navarro, Owens, Redgate, Whitmore, and Wrede—21.

So the House suspended the rule.

On motion of Mr. Dickson, the rule forbiding debate on a question to lay on the table, was suspended, as far as it applied to the question before the House.

Mr. Crooks, chairman of the committee on Engrossed Bills, reported the following bills:

An Act directing how the proceeds of the sale of the University Lands, now in the Treasury, shall be applied; and An Act making an appropriation to pay the mileage and per diem of the Presidential Electors, and find the same engrossed.

On motion, the House adjourned until ten o'clock to-morrow, A. M.

HOUSE OF REPRESENTATIVES.
Friday, Jan., 25th, 1861.

The House met pursuant to adjournment—roll called—quorum present—journal of yesterday read and adopted.

Mr. Branch, one of the committee on Enrolled Bills, reported correctly enrolled and properly signed:

A Bill making an appropriation for the mileage and per diem pay of the members, and the per diem pay of the officers of the extra session of the eighth Legislature.

Also, a joint resolution in reference to the Governor's message on Kansas affairs, approved Feb., 16th 1858, and that the same had been presented to the Governor for his signature and approval.

Mr. Stewart, chairman of committee on Finance, reported, recommending the passage of the bill making an appropriation to pay the mileage and per diem pay of the Presidential Electors.

Mr. Armstrong introduced a bill to amend Article 1139 of O. & W. Digest. Read first and second times and referred to committee on Judiciary.

Mr. Ellett moved to take up bill to provide for the frontier protection. Lost.

Mr. Navarro offered the following resolution:

Resolved, That the committee on Printing be instructed to contract for the translation and printing in the Spanish language 500 copies of the Governor's message, and the same number of copies in the German language, for the use of the House. Adopted by the following vote:

Mr. Dougherty calling for the yeas and nays.

YEAS—Messrs. Anderson, Armstrong, Baxter, Benevides, Billingsly, Bogart, Branch, Bryan, Camp, Crooks, Clark, Cumby, Dale, Daniels, Davis of H., Dougherty, Ellett, Epperson, Flewellen, Hancock, Hall, Henry, Lewis of M., Lewis of R., Lynch, Maverick, McKnight, Mundine, Navarro, Owens, Parker, Perry, Redgate, Rose, Shannon, Taylor, Walworth, Warfield and Wrede—39.

NAYS—Messrs. Speaker, Barclay, Caddell, Craig, Dickson, Francis, Franklin, Foscue, Harrison of V. Z., Henderson, Houghton, Hubbard, Lewter, Morris, McCutcheon, Mills, Munson, Nelson, Redwine, Ross, Shelton, Speights, Stewart, Waterhouse, Whitfield, Whitmore and Worthan—27.

A message was received from the Senate informing the House that the Senate had passed the bill to give additional time for holding the courts in the 20th Judicial District, and to change the time for holding courts in certain counties in said district.

Also, laid before the House a message from the Governor.

On motion of Mr. Davis of B., the message of the Governor, being a communication from the President of the Alabama State Convention, was taken up and read, and

On motion of Mr. Lewis of M., it was referred to committee on Federal Relations, with instructions to lay a copy before the Convention to meet in the city of Austin on the 28th of January.

A message from the Governor in reference to land ceded to the United States by the State of Texas, was taken from the Speaker stand and read.

On motion of Mr. Buckley was referred to the Judiciary committee.

On motion of Mr. Cumby, the bill making an appropriation for the mileage and per diem pay of the late Presidential Electors, was taken up, read second time and ordered to be engrossed.

On motion of Mr. Parker, rule suspended, and bill read third time and passed.

On motion of Mr. Bogart, the rule was suspended, and the Senate's bill to give additional time for holding the courts in the 20th Judicial District, and to change the time for holding courts in certain counties in said district, was taken up and read first time.

On motion of Mr. Bogart, the rule was further suspended, bill read second time.

Mr. Stewart introduced a bill directing how the proceeds of the University lands should be disbursed. Read first time.

On motion of Mr. Stewart the rule was suspended, and the bill read second time and ordered to be engrossed.

On motion of Mr. Parker the rule was further suspended, bill read third time and passed.

Report of committee on Federal Relations, pending when the House adjourned on yesterday, was taken up and adopted by the following vote:

Mr. Henry calling for the yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Barclay, Baxter, Billingsly, Bryan, Buckley, Caddell, Camp, Craig, Crooks, Cumby, Dale, Daniel, Davis of B., Davis of H., Dennis, Dickson, Dougherty, Duncan, Flewellen, Francis, Franklin, Foscue, Hall, Harrison of C., Harrison of V. Z. Haynes, Henderson, Henry, Houghton, Hubbard, Hubert, Lewis of M., Lewter, Lynch, Mabry, Maverick, Maxey, Morris, McCutcheon, Mills, Munson, Nelson, Parker, Perry, Redwine, Ross, Rose, Shelton, Speights, Setwart, Taylor, Wælder, Walworth, Warfield, Waterhouse, Whitfield and Wor'ham—59.

NAYS—Messrs. Armstrong, Benevides, Bogart, Branch, Clark, Edwards, Ellett, Epperson, Hancock, Lewis of R., McKnight, Navarro, Norton, Owens, Redgate, Whitmore and Wrede—17.

The resolutions reported by the committee being before the House.

Mr. Henderson proposed to amend by adding the words "in

such form and" after the word "taken" in second line, third section.

Mr. Hancock offered a substitute for the resolutions and amendments.

Mr. Davis of B., moved to adjourn till 3 o'clock, P. M. Lost by the following vote :

YEAS—Messrs. Speaker, Anderson, Billingsly, Bogart, Branch, Bryan, Crawford, Daniels, Davis of B., Dickson, Duncan, Francis, Foscue, Hancock, Hall, Harrison of C., Harrison of V. Z., Henderson, Houghton, Lewter, Lynch, Mabry, Maverick, McCutcheon, Mills, Navarro, Robinson, Ross, Shannon, Waterhouse, Whitfield, Wortham and Wrede—33.

NAYS—Messrs. Barclay, Baxter, Benevedes, Buckley, Camp, Craig, Crooks, Cumby, Dale, Davis of H., Dennis, Dougherty, Ellett, Epperson, Flewellen, Henry, Hubbard, Hubert, Lewis of R., Maxey, McKnight, Middleton, Mundine, Munson, Nelson, Norton, Owens, Parker, Redwine, Rose, Shelton, Stewart, Taylor, Wælder, Warfield and Wortham—36.

On motion the House adjourned till 7o'clock, P. M.

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7 O'CLOCK, P. M.

House met—roll called—quorum present.

The substitute offered for the resolution, reported by the committee on Federal Relations, pending when the House adjourned, was taken up.

Mr. Haynes moved to adjourn till 10 o'clock to-morrow. Lost.

The question recurring on the adoption of the substitute, the House refused to adopt it by the following vote :

Mr. Haynes calling for the yeas and nays.

YEAS.—Messrs. Armstrong, Branch, Clark, Davis of H., Edwards, Epperson, Hancock, Haynes, McKnight, Norton, Redgate and Whitmore—9.

NAYS.—Messrs. Speaker, Anderson, Barclay, Baxter, Billingsly, Bryan, Buckley, Caddell, Craig, Crawford, Crooks, Cumby, Dale, Daniels, Davis of B, Dennis, Dickson, Dougherty, Duncan, Ellett, Flewellen, Francis, Franklin, Foscue, Hall, Harrison of C., Harrison of V. Z., Henderson, Hubbard, Hubert, Lewis of M., Lewter, Lynch, Maverick, Morris, McCutcheon, Middleton, Mills, Munson, Nelson, Parker, Perry, Redwine, Robinson, Ross, Shelton, Speights, Stewart, Wælder, Walworth, Warfield, Waterhouse, Whitfield and Wortham—53.

The question then being on the adoption of the amendment the same was put and carried.

Mr. Mills offered the following amendment :

"*Provided*, that any member of said Convention, who may be a member of the Legislature of Texas, or an officer of the State, receiving an annual salary from the Treasury of the State, shall not be entitled to receive the mileage and per diem herein mentioned." Adopted.

Mr Davis of B., offered the following amendment:

Amend by adding the following caption: "A joint resolution to provide for the per diem and mileage of the members of the Convention, and to submit their action to the people," and by adding an additional section.

Mr. Foscue offered the following as a substitute for the amendment:

Amend by adding this caption: "Joint Resolution concerning the Convention of the people of the State of Texas."

Mr. Duncan moved to adjourn till 10 o'clock, A. M. to-morrow. Lost.

On motion the House adjourned till half past 9 o'clock, A. M. to-morrow.

HOUSE OF REPRESENTATIVES,
Saturday, January 26, 1861.

The House met, pursuant to adjournment—roll called—quorum present. Journal of yesterday read, and adopted

Mr. Davis of B., one of the committee on Enrolled Bills, reported correctly enrolled, a Bill in relation to the procurement of money due by the United States to the State of Texas, and that the same had been presented to the Governor for his signature and approval.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed, the Bill directing how the proceeds of the sale of the University Lands, now in the Treasury, shall be applied, and the Bill making an appropriation to pay the mileage and per diem of the Presidential Electors.

Mr. Buckley, the chairman of the committee on the Judiciary, reported, recommending the passage of the Bill to amend the act, entitled an act to regulate the descent and distribution of Intestates estates, approved March, 1848, with an amendment by the committee. Amend the caption by inserting the words "the third section of" between the words "amend" and "an".

Mr. Wælder introduced a bill to reorganize the Eighteenth Judicial District, and regulate the times of holding the courts therein. Read first and second time.

On motion of Mr. Wælder, the rule was suspended, bill read, and ordered to be engrossed.

On motion of Mr. Wælder, the rule was further suspended, bill read third time, and passed.

On motion of Mr. Taylor, the Senate's Bill to give additional time for holding the courts in the Twentieth Judicial District, and change the time of holding courts in certain counties in said District, was taken up, read second time, and passed to third reading.

On motion of Mr. Davis, of B., the rule was suspended, bill read third time, and passed.

ORDERS OF THE DAY.

Question pending, when the House adjourned last night, viz: Mr. Foscue's amendment to Mr. Davis's of B, amendment to the Resolutions concerning our relations with the Federal Government was taken up.

Mr. Foscue, by leave, withdrew his amendment.

Mr. Davis, of B., offered the following as a substitute for hit amendment. Amend by adding the following caption: "Joins Resolution concerning the Convention of the People of Texas:"

"Section 4. And it is further provided that said Convention should, simultaneously with submitting the ordinance of secession to the people of Texas, also provide for the election of delegates to a Convention to assemble at Austin for the purpose of forming a new Constitution, and making all necessary provisions for the then existing state of affairs. The number of delegates to said Convention should not exceed the number of senators and representatives provided in the apportionment bill of 1860, and the election should be held under it. Should the people of Texas, at the ballot-box, ratify the Ordinance of Secession, then the delegates elected at said election should assemble at Austin, as soon as practicable after the result of said election is ascertained, to discharge said duty. The present Constitution and laws of the State remaining, in the meantime, in full force and effect, until a new one be submited to the people, and ratified and adopted."

A message was received from the Senate, informing the House that the Senate had appointed Messrs. Quinan, Throckmorton, Holt, Potter, and Blanch, a committee to act with a committee of seven to be appointed by the House, to inquire and report whether any, and what, means are necessary, in the present condition of our federal relations, for the security of the school fund invested in United States bonds. Also, passed the following bills, originating in that body:

A bill entitled an act to attach the County of Wilson to the Eighteenth Judicial District, and to amend the act entitled an act to provide for the time of holding the courts of the several counties in the Eighteenth Judicial District, approved February 11, 1860.

A bill to be entitled an act providing what shall be sufficient prima facie evidence in certain cases, in suits brought by the State of Texas.

A bill to be entitled an act for the relief of the Houston Tap and Brazoria Railway Company.

A bill to be entitled an act for the relief of the Houston and Texas Central Railway Company.

A bill to be entitled an act to amend anact, entitled an act to amend an act entitled, an act to Incorpora e the Columbus, San Antonio, and Rio Grande Railroad Company, passed February 8, 1860.

A bill to amend an act to Incorporate the Air Line Railroad Company.

A bill to be entitled an act supplementary to, and amendatory of, an act entitled an act to Incorporate the San Antonio and Mexican Gulf Railroad Company, and supplemental to, and amendatory of, the several acts supplemental to, and amendatory of, the above recited act.

Also, a bill supplementary to an act to incorporate the Houston, Trinity and Tyler Railroad Company, and to the acts amendatory of and supplementary thereto; and, also, the following bill, originating in the House:

A bill, making an appropriation to pay the mileage and per diem of the Presidential electors.

Mr. Buckley offered the following as a substitute for the resolutions and proposed amendments:

Whereas, the people of Texas being much concerned for the preservation of the rights, liberties, and powers of the State, and its inhabitants endangered by the political action of a mejority of the States, and the people of the same, have, in the exercise of powers reserved to themselves in the Bill of Rights, called a convention, composed of two members for each representative in the Legislature from the various districts established by the apportionment law of 1860, to assemble on the twenty-eighth day of January, 1861, at the City of Austin; which convention, by the terms of the call, made by numerous assemblages of citizens in various parts of the State, was, when elected and assembled, to have power to consider the condition of public affairs, to determine what shall be the future relations of this

State to the Union, and such other matters as are necessarily and properly incident thereto; and, in case it should be determined, by said convention, that it is necessary, for the preservation of the rights and liberties aforesaid, that the sovereignty of Texas should resume the powers delegated to the federal government in the Constitution of the United States, and by the articles of annexation, then the ordinance of said convention, resuming said delegated powers, and repealing the ratification, by the people of Texas, of said articles of annexation, should be submitted to a vote of the qualified electors of this State for their ratification or rejection: therefore,

Be it resolved, by the Legislature of the State of Texas, That the Government of the State of Texas hereby gives its assent to, and approves of, the convention aforesaid, and that this resolution take effect, and be in force, from and after its passage.

Mr. Flewellen moved to postpone further consideration of the whole matter until Tuesday next.

Mr. Stewart moved, to lay the amendment and substitute on the table.

On motion of Mr. Dougherty, a division of the question was ordered.

The question then being upon laying the amendment of Mr. Davis, of B., on the table, the same was put, and carried by the following vote; Mr. Crooks calling for the yeas and nays:

YEAS—Messrs. Speaker, Anderson, Barclay, Baxter, Benivedes, Billingsly, Bryan, Buckley, Caddell, Craig, Crooks, Cumby, Dale, Darnell, Daniels, Dennis, Dickson, Duncan, Flewellen, Francis, Franklin, Foscue, Hall, Harrison of C., Harrison of V. Z., Henderson, Houghton, Hubbard, Lewis of M., Lewis of R., Lewter, Lynch, Mabry, Maverick, Maxey, Morris, McCutcheon, Middleton, Mills, Munson, Nelson, Parker, Perry, Redwine, Ross, Rose, Shannon, Shelton, Speights, Stewart, Walworth, Warfield, Waterhouse, Whitfield, and Wortham—55.

NAYS—Messrs. Armstrong, Branch, Clark, Davis of B., Davis of H., Dougherty, Ellett, Epperson, McKnight, Navarro, Norton, Owens, Redgate, Robinson, Taylor, Whitmore and Wrede—17.

The question then recurring upon tabling the substitute, the yeas and nays were ordered by Mr. Buckley. The motion to lay on the table was lost by the following vote:

YEAS—Messrs. Anderson, Barclay, Caddell, Craig, Crooks, Culberson, Cumby, Dale, Darnell, Dennis, Dickson, Dougherty, Duncan, Francis, Harrison of C., Harrison of V. Z, Henry, Houghton, Lewis of M., Lewter, Lynch, Maxey, Morris, Mills, Munson, Nelson, Parker, Perry, Redwine, Robinson, Ross, Shel-

ton, Speights, Stewart, Wælder, Walworth, Warfield, Whitfield and Wortham—39.

Nays—Messrs. Speaker, Armstrong, Baxter, Benevides, Billingsly, Branch, Brown, Buckley, Clark, Daniels, Davis of B., Davis of H., Ellett, Epperson, Flewellen, Franklin, Fosene, Hancock, Haynes, Henderson, Hubbard, Hubert, Lewis of R., Mabry, Maverick, McCutcheon, McKnight, Middleton, Mundine, Navarro, Norton, Owens, Redgate, Rose, Shannon, Taylor, Waterhouse, Whitmore and Wrede—39.

Mr. Nelson moved the previous question, which was seconded.

The question being, shall the previous question be now put? the House refused to have it put, by the following vote; Mr. Nelson calling for the yeas and nays:

Yeas—Messrs. Anderson, Barclay, Caddell, Craig, Crawford, Crooks, Cumby, Dale, Dennis, Dickson, Duncan, Francis, Foscue, Hall, Harrison of C., Harrison of V. Z., Hubert, Lewis of M., Lewter, Lynch, Mabry, Maxey, Morris, Mills, Munson, Nelson, Parker, Redwine, Ross, Shelton, Stewart, Walworth, Warfield, Whitfield and Wortham—35.

Nays—Messrs. Speaker, Armstrong, Baxter, Benevides, Billingsly, Branch, Bryan, Buckley, Clark, Culberson, Darnell, Daniels, Davis of B., Davis of H., Dougherty, Ellett, Epperson, Flewellen, Franklin, Hancock, Hartley, Haynes, Henderson, Hubbard, Lewis of R., Maverick, McCutcheon, McKnight, Middleton, Mundine, Navarro, Norton, Owens, Perry, Redgate, Rose, Shannon, Speights, Taylor, Wælder, Waterhouse, Whitmore and Wrede—43.

Question then being on the adoption of the substitute, the same was put and the substitute adopted, by the following vote: Mr. Buckley calling for the yeas and nays:

Yeas—Messrs. Speaker, Armstrong, Baxter, Benevides, Billingsley, Branch, Bryan, Buckley, Crooks, Clark, Culberson, Daniels, Davis of B., Davis of H, Dennis, Ellett, Epperson, Flewellen, Francis, Franklin, Fosene, Hancock, Hall, Harrison of C., Harrison of V. Z, Haynes, Henderson, Henry, Houghton, Hubbard, Hubert, Lewis of R., Maverick, McCutcheon, McKnight, Middleton, Mundine, Munson, Navarro, Nelson Norton, Owens, Parker, Perry, Redgate, Robinson, Rose, Shannon, Shelton, Taylor, Walworth, Warfield, Waterhouse, Whitmore, Wortham and Wrede—56.

Nays—Messrs. Anderson, Barclay, Caddell, Craig, Crawford, Cumby, Dale, Darnell, Dickson, Dougherty, Duncan, Lewis of M., Lewter, Lynch, Mabry, Maxey, Morris, Mills, Redwine, Ross, Speights, Stewart, Wælder and Whitfield—24.

Mr. Wælder offered the following amendment:

Second. The vote upon any ordinance or ordinances submitted by the Convention to the qualified electors of this State, shall be taken at such time, throughout the State, as the Convention shall appoint, and the election shall be held by the officers now required by law to conduct elections for State officers, and shall be conducted according to the provisions of existing laws, as far as applicable, and the returns made at such time, and to such person or persons, and to such place or places, as the Convention may prescribe. All officers of elections are hereby required to conduct said election in pursuance of these resolutions, and the directions of the Convention, under such penalties as are now prescribed in like cases, and the said election is hereby placed under the protection of such laws, civil and criminal, as are provided in cases of other State elections.

Third. Should said Convention, in addition to submitting to the qualified electors of the State any ordinance which they may pass, call a convention for the purpose of changing the present State Constitution, so as to vest the powers heretofore delegated to the United States in the State Government, then, and in that case, elections for delegates to such convention shall be held at the same time, and conducted, and the returns thereof made, in the manner provided in the second section of these resolutions.

On motion of Mr. Henderson, the amendment was laid on the table by the following vote; Mr. Wælder calling for the yeas and nays:

YEAS—Messrs. Speaker, Anderson, Barclay, Baxter, Benevides, Billingsly, Branch, Buckley, Caddell, Craig, Crawford, Culberson, Cumby, Dale, Darnell, Daniel, Davis of H., Dennis, Dickson, Duncan, Flewellen, Francis, Franklin, Foscue, Hancock, Hall, Harrison of C., Harrison of V. Z., Henderson, Henry, Houghton, Hubbard, Lewis of M., Lewis of R., Maxey, Morris, McCutcheon, Munson, Nelson, Parker, Perry, Redwine, Ross, Rose, Shelton, Speights, Stewart, Taylor, Walworth, Warfield, Waterhouse, Whitfield and Wortham—53.

NAYS—Messrs. Armstrong, Clark, Davis of B., Dougherty, Edwards, Ellett, Epperson, Lynch, Mabry, Maverick, McKnight, Middleton, Navarro, Norton, Owens, Redgate, Robinson, Shanhon, Wælder, Whitmore and Wrede—21.

On motion of Mr. Dickson, the main question was ordered, which being upon the engrossment of the bill, the same was put, and the bill ordered to be engrossed.

On motion of Mr. Buckley, the rule was suspended, by the following vote; Mr. Henry calling for the yeas and nays:

YEAS—Messrs. Speaker, Anderson, Barclay, Baxter, Billingsly, Branch, Bryan, Buckley, Caddell, Craig, Crawford, Clark, Cumby, Dale, Darnell, Daniel, Dennis, Dickson, Dougherty, Duncan, Flewellen, Francis, Franklin, Foscue, Hall, Harrison of C., Harrison of V. Z., Henderson, Houghton, Hubbard, Hubert, Lewis of M., Lewter, Lynch, Maverick, Maxey, Morris, McCutcheon, Mills, Munson, Nelson, Parker, Perry, Redwine, Robinson, Ross, Rose, Shannon, Shelton, Speights, Stewart, Wælder, Walworth, Warfield, Waterhouse, Whitfield, Wortham and Wrede—58.

NAYS—Messrs. Armstrong, Davis of H., Ellett, Epperson, Hancock, Henry, Mabry, McKnight, Middleton, Mundine, Norton Owens, Redgate, Taylor and Whitmore—15.

Mr. Nelson proposed to amend the caption, as follows:

Joint resolution concerning the Convention of the people of Texas, called in pursuance of the Bill of Rights.

Adopted; and the bill read third time, and passed by the following vote:

YEAS—Messrs. Speaker, Anderson, Barclay, Baxter, Benevides, Billingsly, Branch, Bryan, Bogart, Buckley, Caddell, Craig, Crawford, Crooks, Cumby, Dale, Darnell, Daniels, Davis of B., Dennis, Dickson, Dougherty, Duncan, Flewellen, Francis, Franklin, Foscue, Hall, Harrison of C., Harrison of V. Z., Henderson, Houghton, Hubbard, Hubert, Lewis of M., Lewis of R, Lewter, Lynch, Mabry, Maverick, Maxey, Morris, McCutcheon, McKnight, Middleton, Mills, Munson, Navarro, Nelson, Parker, Perry, Redwine, Robinson, Ross, Rose, Shannon, Shelton, Speights, Short, Stewart, Smith, Wælder, Walworth, Warfield, Waterhouse, Whitfield, Wortham and Wrede—65.

NAYS—Messrs. Armstrong, Clark, Camp, Davis of H., Edwards, Ellett, Epperson, Hancock, Mundine, Norton, Owens, Redgate, Taylor and Whitmore—13.

The House assenting to the request of the Senate, for a joint committee to inquire and report whether any, and what, measures are necessary, in the present condition of our federal relations, for the security of the school fund invested in United States bonds—

The Speaker appointed Messrs. Hubbard, Edwards, Culberson, Epperson, Mabry, Redwine, and Davis of M., to act on the part of the House.

On motion of Mr. Shannon, the bill to provide for the protection of the frontier was made the special order of the day for Monday next; and,

On motion of Mr. Ross two hundred copies were ordered to be printed for the use of the House.

Mr. Wælder moved to suspend the rule, and take up Senate's bills on the Speaker's stand, with the view of their reference to proper committees.

Mr. Branch, one of the committee on Enrolled Bills, reported correctly enrolled, and properly signed, the bill to define the time of holding the courts in the Nineteenth Judicial District, and that the same had been presented to the Governor for his approval and signature.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed the bill to Reorganize the Eighteenth Judicial District.

Mr. Davis of H., moved to adjourn till half-past three o'clock, P. M. Lost.

On motion, the House adjourned till half-past nine o'clock, A. M., on Monday.

HOUSE OF REPRESENTATIVES,
Monday, Jan., 28th, 1861.

The House met pursuant to adjournment—roll called—quorum present—journal of Saturday read and adopted.

Mr. Buckley, chairman of the committee on the Judiciary, reported a bill to amend the 12th section of an act, entitled an act concerning proceedings in the District Courts, approved March 16th, 1848, and recommended its passage.

Mr. Darnell, chairman of committee on Federal Relations, reported as follows :

The committee on Federal Relations, to whom was referred the Ordinance of secession passed by the Alabama State Convention, have had the same under consideration, and have instructed me to report the same back to the House, with the request that the Speaker transmit the same to the President of the Convention of the State of Texas.

They have, also, had under consideration a set of resolutions, adopted by a portion of the citizens of Montgomery county, Texas, called Union Resolutions.

The committee instruct me to report them back to the House and ask that they be laid on the table.

Mr. Morris, one of the committee on Judiciary, report a bill to postpone forced sales. Read first and second times.

On motion of Mr. Armstrong, the rule was suspended, and the reports of Messrs. Buckley and Morris were taken up, and 100 copies of each ordered to be printed by to-morrow.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed, a joint resolution concerning the Convention of the people of Texas, called in pursuance of the Bill of Rights.

A message was received from the Senate, informing the House that the Senate had passed a bill for the relief of railroads in Texas.

Also, a joint resolution relating to coercion.

Mr. Lewis of M., offered the following resolution :

Resolved, That in the opinion of this House, whatever ordinance or ordinances shall be passed by the Convention which is to meet here to-day, shall be submitted to the people for their approval or disapproval.

Mr. Nelson moved to postpone the resolution until next Thursday.

On motion of Mr. Parker, the resolution was laid on the table for the present.

Mr. Mabry, one of the committee on Judiciary, reported a substitute for the bill to amend Article 1139, of O. & W. Digest, regulating Justices' Courts, and recommend its passage.

Mr Stewart, one of the committee on Judiciary, reported a bill to amend sections 149 and 154 of an act entitled an act to regulate proceedings in the District Courts, approved 13th May, A. D., 1846," and to amend an act to amend the 151st section of an act to regulate proceedings in the Districts Courts, approved May, 13th, 1846, approved December 24th, A. D., 1851. Read first and second times.

On motion of Mr. Nelson, all the bills reported upon by by the Judiciary committee this morning, were taken up. One hundred copies of each ordered to be printed, and were made the special order of the day for Wednesday next.

Mr. Culberson introduced a bill to encourage manufacturies in the State of Texas. Read first and second times and referred to committee on State Affairs.

Mr. Mills offered the following resolution :

Resolved, That the committee on Frontier Protection be requested to enquire of his Excellency, whether or not, any and what services were rendered by Capt. Hamner and his company, of Jack county, in the protection of the frontier, during the spring of 1860, and why there is no recommendation for the payment of the same, in common with the other companies called out by the Governor, and reported to this House in his late message. Laid over one day for consideration.

The hour having arrived the special order, to-wit :

The report from special committtre on frontier defence, recommending amendments to a bill to protect the frontier of Texas, and the passage of the bill was taken up.

Mr. Nelson, proposed to amend the amendments by striking out all after El Paso in 5th line of amendments and insert :

"That all unorganized counties be attached as for Judicial purposes, adopted and amendments by committee adopted."

Tn motion of Mr. Davis of H., "Blanco," was added after "El Paso."

On motion of Mr. Wrede, Kerr, was added after "Gillespie."

Mr. Redwine proposed to amend as follows :

"That an act approved January 2nd, 1860, for the protection of the frontier be and the same is hereby repealed.

Mr. Nelson proposed to amend the amendment as follows :

"*Provided*, however, that the volunteers now in the field under said bill shall receive pay for their services, and their term of service shall expire at the end of three months from the time of being mustered into service under the order of the Governor."

Mr. Redwine accepted the amendment, and the amendment as amended was adopted.

Mr Darnell, proposed to amend as follows :

In section 3rd, line 2nd, strike out "one and a half," and insert, "two and a half.', Lost and the bill ordered to be engrossed.

On motion of Mr. Shannon, rule suspended, and bill read third time and passed.

Mr. Wrede moved to amend by striking out the restriction as to time, in the second section. Withdrawn.

Mr. Duncan moved to amend by adding "$2 00 per day," instead of "$1 50."

On motion, laid on the table.

Mr. Ellett, introduced a bill to amend an act authorizing unpaid warrants on the Treasury, to bear interest. Read first and second times and referred to committee on Public Debt.

Mr. Warfield, introduced a bill to attached the unorganized counties of Wichita, Willbarger, Hardeman and Green, to the county of Clay, so as to form one land district. Read first and second times and referred to committee on Public Lands.

Mr. Parker introduced a bill to change the time of holding courts in the 9th Judicial District. Read first and second times.

On motion of Mr. Parker, rule was suspended, bill read.

Mr. Morris moved to refer to Judiciary committee. Lost and the bill ordered to be engrossed.

On motion of Mr. Parker, rule further suspended, bill read third time.

Mr. Morris moved to refer the bill to a select committee, with instructions to report immediately. Lost and bill passed.

Mr. Duncan introduced a bill supplementary to an act providing for the appointment of pilots, passed April 7th, 1846. Read first and second times und referred to committee on Judiciary.

Mr. Parker introduced a bill to reorganize the 16th Judicial District and to define the time of holding courts therein. Read first and second times.

On motion of Mr. Parker, the rule was suspended. Bill read and ordered to be engrossed.

ORDERS OF THE DAY.

The resolution calling upon the Governor, for information as to how much much money will be necessary to maintain Texas as a seperate government, was taken up, and

On motion of Mr. Rose laid on the table.

Senate's bill supplemental to, and amendatory of an act to incorporate the San Antonio and Mexican Gulf Railroad Company and supplemental to, and amendatory of the several acts supplemental to and amendatory of the above recited act, was taken up and read first time.

On motion of Mr. Lynch, rule was suspended, bill read second time and passed to third reading.

On motion of Mr. Lynch, the rule was further suspended, bill read third time and passed by two-third vote.

Senate's bill to amend the act, incorporating the Air Line Railroad Company, taken up read first time.

On motion of Mr. Davis of B., the rule was suspended, bill read second time and passed to third reading.

On motion of Mr. Davis of B., the rule was further suspended, bill read third time and passed by two-third vote.

Senate's bill supplemental to an act to incorporate the Houston, Trinity and Tyler Railroad Company, taken up, read first time, and referred to committee on Internal Improvements.

Senate's bill for the relief of the Houston and Central Texas Railroad Company, taken up, read first time and referred to committee on Internal Improvements.

Senate's bill for the relief of the Houston, Tap and Brazoria Railroad Company, taken up, read first time and passed to second reading.

On motion of Mr. Henderson, rule suspended, bill read second time and passed to third reading.

On motion of Mr. Henderson, rule suspended, bill read third time and passed by two third vote.

Senate's bill, to amend an act, entitled an act to amend an act entitled an act to incorporate the Columbus, San Antonio and Rio Grande Railroad Company, passed February 8, 1860, taken up read first time and passed to second time.

On motion of Mr. Stewart, rule was further suspended, bill read second time and passed to third reading.

On motion of Mr. Stewart, the rule was further suspended, bill read third time and passed by two-third vote.

Senate's bill providing what shall be *prima facie* evidence in certain cases in suit, brought in the courts of the State of Texas, taken up read first time and referred to committee on Judiciary.

Senate's bill to attach the county of Wilson to the 18th Judicial District, and to amend the act entitled an act to provide for time of holding the courts in the several counties, in the 18th Judicial District, approved Feb. 11, 1860, taken up, and

On motion of Mr. Wælder laid on the table.

Report from committee on Stock and Stock Raising, recommending the passage of the bill supplemental to an act entitled an act to regulate estrays, with amendments by the committee was taken up, and the amendments adopted.

Mr. Nelson moved to amend by adding, section three.

Mr. Mills moved that if the Convention did not meet, the Hall was to be tendered to the Rev. Mr. Carter, to deliver an address this evening at 7 o'clock. Carried.

On motion the House adjourned until 9 o'clock, A. M., tomorrow, pending Mr. Nelson's amendment.

HOUSE OF REPRESENTATIVES,
Tuesday, Jan., 29th, 1861.

The House met pursuant to adjournment—roll called--quorum present—journal of yesterday read and adopted.

Mr. Lewis of M., presented the petition of sundry citizens of Montgomery county. Referred to committee on Federal Relations.

A message was received from the Senate informing the House that the Senate had passed the joint resolution, concerning the Convention of the people, called in pursuant of the Bill of Rights.

Mr. Foscue, chairman of committee on Internal Improve-

ments, reported recommending the passage of the Senate's bill to incorporate the Houston, Trinity and Tyler Railroad Company, and to the acts amendatory of, any supplemental thereto, with the following amendment by the committee :

"*Provided*, that nothing in this act shall be so construed as to prevent said company from running said road through the city of Houston, or commencing in said city, if the said company deem it proper to do so," and recommend its passage."

On motion of Mr. Hartley, rule suspended, report taken up, bill read second time, amendment by the committee adopted, bill passed to third reading.

On motion of Mr. Hartley, rule further suspended, bill read third time and passed by two-third vote.

Mr. Foscue, chairman of committee on Internal Improvements, reported, recommending the passage of Senate's bill for the relief of the Houston and Texas Central Railway Company.

Mr. Henderson moved to suspend rule and take up the report. Lost.

Mr. Armstrong offered the following resolution, directory to committee on Retrenchment and Reform :

Resolved, That the committee on Retrenchment and Reform, be instructed to enquire,

1. What public officers, if any, in the State, can be dispensed of.

2. To report a bill reducing the fees of all the officers in the State, to correspond with the present hard times.

Adopted by the following vote :

Mr. Davis of H., calling for the yeas and nays.

YEAS.—Messrs. Speaker, Anderson, Armstrong, Barclay, Baxter, Caddell, Crooks,, Clark, Darnell, Daniels, Davis of B., Dennis, Dickson, Epperson, Francis, Foscue, Harrison of C., Hartley, Hubbard, Lewis of M, Lewter, Morris, McKnight, Middleton, Nelson, Norton, Parker, Perry, Redgate Redwine, Ross, Shelton, Smith, Taylor, Waterhouse, Whitfield, Whitmore and Wrede—38.

NAYS —Messrs. Benevides, Branch, Bryan, Camp, Caddell, Craig, Crawford, Culberson, Cumby, Dale, Davis of H., Duncan, Flewellen, Franklin, Hall, Harrison of V. Z., Houghton, Hubert, Lewis, of R., Lynch, Mabry, Maverick, Maxey, McCutcheon, Mills, Mundine, Munson, Navarro, Pirkey, Robinson, Rose, Speights, Wælder and Walworth—33.

Mr. Dennis, one of the committee on Judiciary, reported recommending the passage of the bill, to prescribe the order in which causes shall be determined in the Supreme Court.

Mr. Stewart, chairman of committee on Finance reported as follows :

The committee on Finance to whom was referred a resolution instructing them to enquire into the expediency of receiving Treasury warrants in payment of public dues, and an act for the relief of purchasers of Seminary lands, have had the same under consideration, and instruct me to report to the House the accompanying bill as a substitute and recommended its passage.

On the motion of Mr. Parker, the rule was suspended and the bill to re-organize the 16th Judicial District, and define times of holding courts therein, was taken up and read third time.

Mr. Shannon proposed to amend by striking out " Van Zandt county." Lost and the bill passed.

Mr. Branch introduced a bill to fix the times for holding courts in the 7th Judicial District. Read first and second times and referred to Judiciary committee.

ORDERS OF THE DAY.

Mr. Mill's resolution, calling on the Governor for information relative to Capt. Hamner's Ranger company, taken up and adopted.

The report of the committee on Federal Relations, relative to the secession Ordinance of Alabama Convention.

Also, on the Union resolutions of citizens of Montgomery county, was taken up and adopted.

The Senate's joint resolution concerning coercion, was taken up, read first time and passed to second reading.

On motion of Mr. Nelson, the rule was suspended, resolution read second time, and passed to third reading.

On motion of Mr. Nelson, the rule was further suspended, bill read third time and passed by the following vote :

Mr. Mills calling for the yeas and nays.

Yeas—Messrs. Speaker, Anderson, Armstrong, Barclay, Baxter, Benevides, Bogart, Branch, Bryan, Buckley, Caddell, Camp, Craig, Crawford, Crooks, Clark, Culberson, Cumby, Dale, Darnell, Daniels, Davis of B., Davis of H., Dennis, Dougerhty, Duncan, Epperson, Flewellen, Francis, Franklin, Foscue, Hall, Harrison of C., Harrison of V. Z., Hartley, Henderson, Hubbard, Hubert, Lewis of M., Lewis of R., Lewter, Lynch, Maverick, Maxey, Morris, McCutcheon, Mills, Munson, Nelson, Parker, Perry, Pirkey, Redgate, Redwine, Robinson, Ross, Rose, Shannon, Shelton, Short, Smith, Speights, Stewart, Taylor, Wælder, Waterhouse, Whitfield, Whitmore and Wrede—69.

Mr. Hubbard introduced a bill prescribing police regulations in respect to slaves. Bead first and second times.

On motion of Mr. Hubbard, the rule was suspended and bill read.

Mr. Davis of B., offered the following amendment:

"Nor shall it be lawful for slaves to assemble for worship at any place or church, unless at least three or more slave owners shall also attend said assemblage of worship."

Mr. Cumby moved to lay the amendment on the table. Lost.

Mr. Henry proposed to amend the amendment as follows:

For "slave owners," insert, "citizens." Lost.

Mr. Lewis of R., offered the following substitute:

"That it shall be unlawful for slaves to assemble for religious worship, unless some responsible citizens shall conduct the services."

[Mr. Mills in the Chair.]

Mr. Lewis of R., withdrew his substitute and offered it as an amendment to the amemdment.

Mr. Davis of B., moved to lay the amendment to the amendment on the table.

Mr. Henderson moved to lay the amendment to the amendment and the amendment on the table.

On motion of Mr. Davis of B., a division of the question was ordered, and the amendment to the amendment laid on the table and the amendment laid on the table.

On motion of Mr. Flewellen, the previous question was ordered and the bill ordered to be engrossed.

On motion of Mr. Buckley, rule further suspended, bill read third time and passed.

[Speaker resumed the Chair.]

On motion of Mr. Henderson, the rule was suspended, and the Senate's bill for the relief of the Texas Central Railroad, Company, was taken up and read second time.

Mr. Mills offered the following amendment:

"*Provided*, said Railroad company shall by the first day of July, 1861, have said road actually surveyed, run and staked from its present terminus in Brazos county, to the town of Preston in Grayson county, Texas.

Message was received from the Senate, informing the House, that the Senate had passed a bill to provide payment of the expences incurred by special bearer of dispatches, sent by the Governor to Washington city, and had passed the House's bill to re-organize the 18th Judicial District, and regulate times of holding courts therein.

Also, had passed two substitutes for the House's bill, directing how the proceeds of the sale of the University lands now in the Treasury shall be applied.

The question recurring on Mr. Mills' amendment to the bill for relief of Texas Central Railroad Company.

Mr. Mills called for the yeas and nays, and the amendment was adopted by the following vote ;

YEAS—Messrs. Armstrong, Baxter, Bogart, Branch, Camp, Craig, Crawford, Culberson, Dale, Darnell, Daniels, Davis of B., Davis of H., Dennis, Duncan, Ellett, Franklin, Foscue, Harrison of V. Z., Houghton, Lewis of M., Lewter, Maverick, Maxey, McCutcheon, Mills, Munson, Navarro, Nelson, Parker, Perry, Pirkey, Redgate, Robinson, Shannon, Shelton, Short, Taylor, Walworth,, Warfield and Waterhouse—43.

NAYS—Messrs. Speaker, Barclay, Benevides, Bryan, Buckley, Caddell, Clark, Cumby, Dickson, Epperson, Flewellen, Francis, Hall, Harrison of C., Hartley, Haynes, Henry, Hubbard, Lewis of R., Lynch, Mabry, McKnight, Middleton, Norton, Owens, Redwine, Ross, Rose, Smith, Speights, Stewart, Whitfield and Whitmore—33.

Mr. Lewis of R., proposed to amend as follows :

"*Provided*, this act is passed upon the express condition that the said Railroad Company, shall connect their railroad with the Galveston, Houston and Henderson railroad at and in the city of Houston."

Mr. Henderson, moved to lay the bill and amendment on the table.

Mr. Dennis called for a division of the question, and the amendment was laid on the table.

The House then refused to table the bill, and the bill was passed to third reading.

On motion of Mr. Mills, the rule was suspended, bill read third time and passed by two-third vote.

Mr. Buckley, by permission, introduced a bill to amend the 10th section of an act supplementary to an act, supplementary and amendatory of the act to regulate railroad companies, approved Feb., 7, 1853, approved Dec., 18, 1857, approved Feb., 8, 1860. Read first and second times and referred to committee on Internal Improvements

The bill supplementary to the act regulating estrays, with the amendments of Mr. Nelson, pending when the House adjourned, was taken up.

On motion of Mr. Dale, the amendment was laid on table.

Mr. Armstrong proposed to amend by additional sections Lost, and the bill ordered to be engrossed.

On motion of Mr. Davis of H., the rule was suspended, bill read third time and passed.

The two substitutes by the Senate for the House's bill directing how the proceeds of the sale of the University lands now in the Treasury shall be applied, was taken up, read first time.

On motion of Mr. Nelson, the substitute directing how certain funds now in the Treasury shall be applied, was taken up, read second time and passed to third reading.

On motion of Mr. Nelson, the rule further suspended, bill read third time and passed.

On motion of Mr. Nelson the substitute making an appropriation to pay for supplies furnished the troops now on the frontier, was read second time and referred to committee on Finance.

On motion the House adjourned until 10 o'clock to-morrow.

HOUSE OF REPRESENTATIVES,
Wednesday, Jan., 30th, 1861.

The House met pursuant to adjournment—roll called—quorum present—journal of yesterday read and adopted.

Mr. Branch, one of the committee on Enrolled-Bills, reported correctly enrolled and properly signed, a bill directing how certain funds now in the Treasury shall be applied, and that the same had been presented to the Governor for his signature and approval.

Mr. Armstrong, one of the committee on Public Lands, reported, recommending the passage of a bill to attach the unorganized counties of Whichita, Walbarger, Hardeman and Green to the county of Clay, so as to form one land district, and recommended its passage.

Mr. Crawford introduced a bill to reduce the price of public lands. Read first and second times and referred to committee on Finance.

Mr. Dennis, chirman of committee of State Affairs, reported, recommending the passage of the bill to encourage the establishment of manufactories in the State of Texas.

Mr. Flewellen introduced a bill providing for the government of slaves. Read first and second times and referred to committee on Slaves and Slavery.

Mr. Darnell presented the petition of Sarah H. Cockrell. Referred to committee on Internal Improvements.

Mr. Waterhouse introduced a bill to prohibit the emancipation of slaves. Read first and second times and referred to Judiciary committee.

Mr. Nelson offered the following resolution :

Resolved, That the committee on Claims and Accounts, be instructed to enquire into the accounts of S. M. Swenson, for supplies furnished Col. M. T. Johnson's late regiment, with power to send for persons and papers, and report to this House. Adopted.

Mr. Redwine introduced a joint resolution, pledging to maintain the Southern States in the present crisis. Read first and second times and referred to committee on Federal Relations.

Mr. Clark introduced a bill to authorize the county court of Nacogdoches county, to regulate the pay of sheriff therein in certain cases. Read first and second times and referred to Judiciary committee.

ORDERS OF THE DAY.

The resolution calling upon the Governor for correspondence between himself and Comptroller, taken up.

Mr. Dougherty proposed to amend as follows :

"*Provided,* That if from any cause the Governor shall not be able to supply said correspondence, then it shall be the duty of the chief clerk of the Comptroller's office to furnish the same complete." Adopted, and resolution as amended adopted.

Mr. Lewis of M., moved to take from the table his resolution concerning submitting Ordinance of secession to the people for ratification, and calling for the yeas and nays.

The motion was lost by the following vote :

YEAS—Messrs. Speaker, Armstrong, Branch, Caddell, Camp, Clark, Dickson, Ellett, Epperson, Hancock, Harrison of V. Z., Houghton, Hubert, Lewis of M., Lynch, McKnight, Mundine, Redgate, Taylor, Whitmore, and Wrede—21.

NAYS—Messrs. Anderson, Barclay, Baxter, Billingsly, Bryan, Buckley, Craig, Crawford, Crook, Cumby, Dale, Darnell, Davis of H., Dennis, Duncan, Flewellen, Francis, Franklin, Foscue, Hall, Harrison of C., Henry, Hubbard, Lewis, of R., Lewter, Mabry, Maverick, Maxey, Morris, McCutcheon, Mills, Munson, Nelson, Owens, Parker, Perry, Redwine, Robinson, Ross, Rose, Shelton, Short, Smith, Speights, Stewart, Wælder, Walworth, Warfield, Whitfield and Wortham—50.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed :

Bill changing the time of holding courts in the 9th Judicial District.

Bill to reorganize the 16th Judicial District, and to define the time of holding courts therein, and

Bill supplemental to the act to regulate estrays.

Senate's bill for relief of railroads in Texas, taken up, read first and second times and referred to committee on Internal Improvements.

Mr. Mills introduced a bill to authorize the Commissioner of General Land Office to issue patents upon surveys, heretofore not made in the form required by law, approved Jan., 17, 1860. Read first and second times and referred to committee on Public Lands.

Senate's bill to provide payment of the expenses incurred by the bearer of dispatches sent by the Governor to Washington city, taken up read first and second times, and referred to committee on Finance.

Report from committee on Judiciary, recommending passage of bill to prescribe the order in which cases shall be determined in the Supreme Court, taken up, bill read second time.

The hour having arrived the special order of the day, to-wit :

A bill to amend the 12th section of the act concerning proceedings in the District Courts, approved March 16th, 1848. Read second time.

Mr. Buckley proposed to amend, by striking out "returnable," in fourth line, and insert "returned served."

A message was received from the Senate transmitting a message from the Governor.

The following message from the Governor, was taken from the Speaker's stand and read :

EXECUTIVE DEPARTMENT,
AUSTIN, TEXAS, Jan , 30, 1861.

Gentlemen of the Senate
and House of Representatives :

I have the honor to transmit to your honorable body, the joint resolution adopted by the Legislature of the State of Tennessee, in reference to certain resolutions adopted by the Legislature of the State of New York.

In these perilous times, it is proper that the Representatives of the people of Texas, should meet at the threshhold every assault upon their liberties, and whether that assault comes in the form of threats, or actual invasion, it should be alike repelled.

Having called you together to provide for an expression of the sovereign will of the people at the ballot-box, I also deem it my duty to declare, that while the freemen of Texas are deliberating upon this question, no impending threat of coercion

from the people of another State, should be permitted to hang over them, without at least meeting the condemnation of their Representatives.

Whatever that sovereign will may be, when fairly expressed, it must be maintained. Texas as one man will defend it. While the Executive, would not counsel foolish bravado, he deems it a duty we owe to to the people, to declare that even though their action shall bring upon us the consequences which now seem impending, we will all, be our views in the past and present what they may, be united.

SAM HOUSTON.

Mr. Lewis of M., moved to print 2,000 copies of the message and accompanying documents.

Mr. Lynch moved to amend by saying 5,000 copies. Carried, and 5,000 copies ordered to be printed.

Mr. Buckley's amendment to the bill pending before the House, was adopted and the bill ordered to be engrossed.

On motion of Mr. Buckley, the rule was suspended and the bill read third time.

Mr. Culberson offered a substitute for the bill.

Mr. Mabry, chairman of committee on Enrolled Bills, reported correctly enrolled:

An act making appropriation to pay the mileage and per diem of the Presidential Electors, and

A joint resolution concerning the Convention of the people of Texas, called in pursuance of the bill of rights, and the same was properly signed and presented to the Governor for his signature and approval.

On motion of Mr. Munson, the chief clerk of this House, was instructed to furnish a copy of the Governor's message received to day to the Convention.

On motion the House adjourned until 10 o'clock to-morrow.

HOUSE OF REPRESENTATIVES,
Thursday, January 31, 1861.

House met pursuant to adjournment. Roll called—quorum present. Journal of yesterday read and adopted.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed a bill to provide for the protection of the frontier of the State of Texas.

Mr. Culberson introduced a bill to provide for the return of field notes of surveys that have become forfeited. Read first and second times, and referred to committee on Public Lands.

Mr. Hancock introduced a bill to amend the laws for the assessment and collection of Taxes. Read first and second times, and referred to committee on Finance.

Also, introduced a bill amending the laws to raise a revenue by taxation. Read first and second times, and referred to committee on Finance.

A message was received from the Senate, informing the House that the Senate had concurred in the amendments of the House to a bill supplementary to an act to incorporate the Houston, Trinity and Tylor Railroad Company, and had amended and passed House bill changing the time of holding courts in Nineteenth Judicial District.

Also, had passed the bill to incorporate the La Vaca Wharf Company, originating in the Senate.

Mr. Taylor presented a memorial of sundry citizens of Fannin county, which, on his motion, was read and laid on the table.

Mr. Flewellen offered the following resolution:

Resolved, That the Governor be requested to transmit a copy of the joint resolution upon coercion to the Governors of the several States, and also to the Governors of the States which have seceded from the American Union. Adopted.

Mr. Stewart introduced a bill relative to the spring terms of the several District Courts during the year A. D. 1861. Read first and second times, and referred to Judiciary committee.

On motion of Mr. Buckley, the further morning business was dispensed with, and the bill and substitute, pending when the House adjourned, was taken up

On motion, the House adjourned till ten o'clock, A. M, tomorrow.

HOUSE OF REPRESENTATIVES,
Friday, February 1, 1861.

The House met pursuant to adjournment—roll called—quorum present. Journal of yesterday read and adopted.

Mr. Mabry presented a petition of sundry citizens of Marion county. Referred to Judiciary committee.

Mr. Foscue, chairman of committee on Internal Improvements, reported, recommending the passage of the bill to amend the tenth section of an act, supplementary to an act supplementary and amendatory of the act to regulate Railroad Companies, approved February 7, 1853; approved December 19, 1857; approved February 8, 1860.

On motion of Mr. Foscue, the rule was suspended, report taken up, bill read second time and ordered to be engrossed.

On motion of Mr. Buckley, rule further suspended, bill read third time, and passed.

Mr. Foscue, chairman of committee on Internal Improvements, reported a bill amendatory and supplemental of the act to incorporate the Memphis, El Paso and Pacific Railroad Company, approved February 4, 1856, and the act supplemental thereto, approved February 4, 1856, and the act amendatory thereto, approved August 25, 1856, and the act amendatory thereto, approved February 10, 1858. Read first and second time.

A message was received from the Senate, informing the House that the Senate had refused to concur in the amendments of the House to the Senate's bill for the relief of the Houston and Texas Central Railroad Company, and had appointed Messrs. Gentry, Martin and Throckmorton, a committee of conference, and ask for a like committee on the part of the House.

Mr. Branch, one of the committee on Enrolled Bills, reported correctly enrolled a bill, supplementary to an act to incorporate the Houston, Trinity and Tyler Railroad Company, and to the acts amendatory of and supplemental thereto; and that the same had been properly signed, and presented to the Governor for his approval and signature.

Mr. Foscue, chairman of committee on Internal Improvements, reported as follows:

The committee on Internal Improvements, to which was referred the Senate bill for the relief of Railroads in Texas, have had the same under consideration, and instruct me to report that, in the opinion of the committee, it is much better to extend to each road the relief it may need in a separate act. That the bill under consideration is so vague and general in its terms, and may contain more than was intended; that it may admit of many different constructions: the committee are, therefore, of the opinion that the bill ought not to pass.

Also, reported as follows:

The committee on Internal Improvements, to which was referred the petition of Sarah Crockett, instruct me to report, that although there is a case of much merit presented in the petition to the consideration of this House, the committee has no doubt but that the next Legislature will promptly extend all necessary relief to the petitioner, and as the subject matter of the petition is both local and private, the committee believe there is no real necessity for action upon the subject at the present time.

Mr. Henderson moved that the committee of Conference requested by the Senate, on the bill for the relief of the Houston and Texas Central Railroad Company, be appointed. Carried, and,

The Speaker appointed Messrs. Anderson, Mills, Darnell, Manly and Cumby.

Mr. Buckley introduced a bill to provide for submiting the question of secession to the people. Read first and second time.

On motion of Mr. Buckley, the rule was suspended, and the bill read.

Mr. Wælder proposed to amend, as follows:

"At all precincts where any electors do not understand, or speak, the English language, the officers of election may swear an interpeeter, who shall interpret the votes of such electors."

Mr. Taylor proposed to amend, by striking out "viva vōce," and insert "by ballot." Strike out February "23", and insert "29"; and add, that "the question shall be 'secession, or no secession?'"

Mr. Foscue moved the previous question, which was seconded.

The question being, shall the main question be now put?

Mr. Taylor called for the yeas and nays, and the main question was ordered, by the following vote:

Yeas—Messrs. Speaker, Anderson, Barclay, Baxter, Benevides, Billingsly, Buckley, Caddell, Craig, Crawford, Crooks, Culberson, Cumby, Dale, Darnell, Davis of B., Davis of H., Dennis, Duncan, Edwards, Flewellen, Francis, Franklin, Foscue, Hall, Harrison of C., Harrison of V. Z., Henderson, Houghton, Hubbard, Hubert, Lewis of R., Lewter, Lynch, Mabry, Manley, Maxey, Morris, McKnight, Mills, Munson, Navarro, Nelson, Parker, Perry, Pirkey, Redwine, Robinson, Ross, Rose, Shannon, Shelton, Short, Smith, Speights, Stewart, Wælder, Walworth, Warfield, Waterhouse, Whitfield, Wortham and Wredo —63.

Nays—Messrs. Bogart, Branch, Camp, Clark, Ellett, Epperson, Hancock, Hartley, Lewis of M., Maverick, McCutcheon, Middleton, Mundine, Owens, Redgate, Taylor and Whitmore—17.

The main question being, the engrossment of the bill, the same was put, and the bill ordered to be engrossed.

Mr. Buckley moved to suspend rule, and put bill on final reading.

Mr. Mills moved to adjourn till ten o'clock, to-morrow. Lost, and Mr. Buckley's motion carried.

Mr. Lewis, of M., moved to adjourn till nine o'clock, A. M., Monday. Lost.

Mr. Lewis, of M., moved to strike out "viva vōce," and insert "ballot."

On motion of Mr. Nelson, the main question was ordered, and the bill passed by the following vote; Mr. Whitmore calling for the yeas and nays:

YEAS—Messrs. Speaker, Anderson, Barclay, Baxter, Benevides, Billingsly, Branch, Bryan, Buckley, Caddell, Craig, Crawford, Crooks, Culberson, Cumby, Dale, Darnell, Davis of B., Davis of H., Dennis, Duncan, Ellett, Flewellen, Francis, Franklin, Foscue, Hall, Harrison of C., Harrison of V. Z.,, Hartley, Henderson, Houghton, Hubbard, Hubert, Lewis of M., Lewis of R., Lewter, Lynch, Mabry, Manly, Maverick, Maxey, Morris, McCutcheon, McKnight, Middleton, Mills, Munson, Navarro, Nelson, Parker, Perry, Pirkey, Redwine, Robinson, Ross, Rose, Shannon, Shelton, Short, Smith, Speights, Stewart, Wælder, Walworth, Warfield, Waterhouse, Whitfield, Wortham and Wrede—70.

NAYS—Messrs. Camp, Clark, Edwards, Epperson, Norton, Owens, Redgate, Taylor and Whitmore—9.

On motion, the House adjourned till nine o'clock, A. M., tomorrow.

HOUSE OF REPRESENTATIVES,
Saturday, February 2, 1861.

House met pursuant to adjournment—roll called—quorum present. Journal of yesterday read and adopted.

Mr. Buckley, chairman of committee on Judiciary, reported, recommending the passage of the bill to prohibit the emancipation of slaves.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed a bill Prescribing Police Regulations in respect to Slaves.

Mr. Davis of B., one of the committee on Enrolled Bills, reported correctly enrolled, and properly signed, the following bills:

Bill to reorganize the Eighteenth Judicial District, and regulate the time of holding courts therein.

A bill for the relief of the Houston, Tap and Brazoria Railroad Company.

A bill supplemental to an act to Incorporate the San Antonio and Mexican Gulf Railroad Company, and supplemental to, and

amendatory of, the several acts supplemental to and amendatory to the above recited act.

A bill to amend an act to Incorporate the Air Line Railroad Company, approved January 30, 1860.

A bill to amend an act entitled, an act to amend an act entitled an act to incorporate the Columbus, San Antonio and Rio Grande Railroad Company, passed February 8, 1860; and

A joint resolution, relating to coercion, and that the same had been presented to the Governor for his approval and signature.

[Mr. Foscue in the chair.]

Mr. Taylor, of Cass, introduced a bill to provide for running the county line between the counties of Marion, Cass and Titus. Read first and second times.

On motion of Mr. Taylor, of Cass, rule suspended, bill read, and ordered to be engrossed.

On motion of Mr. Hubbard, rule further suspended, bill read third time, and passed.

Mr. Darnell introduced a bill to Incorporate Dallas Institute, which

The Speaker declared to be local in its tendency, therefore, under a resolution adopted, could not be entertained.

Mr. Darnell appealed from the decision of the chair, and

The House sustained the chair.

A message was received from the Senate, informing the House that the Senate had passed the House bill to reorganize the Sixteenth Judicial District, and to define the time of holding courts therein.

Also, had passed the joint resolution with regard to the contract for Roofing the Capitol.

ORDERS OF THE DAY.

The bill to amend the twelfth section of an act entitled an act concerning proceedings in the District Court, approved March 16, 1848, with substitute pending before the House, was taken up.

Mr. Cuberson withdrew his substitute.

[Speaker resumed the chair.]

Mr. Davis of H. proposed to amend, as follows:

"Provided, this law shall not apply to any contract, or debts, already made or entered into, up to the first of January, 1861."

A committee from the State Convention were announced, and appeared, and tendered the thanks of the Convention to the House for courtesies extended to them in use of hall, etc., etc.

[Mr. Dennis in the chair.]

Mr. Mabry moved the previous question, which, being seconded, the question then being, shall the main question be now put? the House ordered the main question, by the following vote:

YEAS—Messrs. Anderson, Barclay, Billingsly, Bryan, Buckley, Caddell, Camp, Craig, Crawford, Crooks, Clark, Culberson, Cumby, Dale, Dennis, Dickson, Dougherty, Duncan, Flewellen, Francis, Foscue, Hancock, Harrison of C., Hartley, Hubbard, Hubert, Lewis of M., Lewis of R., Lewter, Lynch, Maverick, Maxey, Morris, McCutcheon, Middleton, Munson, Nelson, Perry, Pirkey, Redwine, Robinson, Smith, Speights, Stewart, Walworth, Waterhouse, Whitfield, Wortham and Wrede—50.

NAYS—Messrs. Baxter, Benevides, Branch, Darnell, Davis of B., Davis of H., Epperson, Franklin, Hall, Harrison of V. Z, Haynes, Henderson, Henry, Mabry, McKnight, Navarro, Norton, Owens, Ross, Shannon, Shelton, Short, Warfield and Whitmore—27.

The main question, being on the final passage of the bill, the yeas and nays were ordered by Mr. Baxter, and the bill passed, by the following vote:

YEAS—Messrs. Anderson, Barclay, Benevides, Billingsly, Buckley, Caddell, Camp, Craig, Crawford, Crooks, Clark, Cumby, Dennis, Dickson, Dougherty, Duncan, Epperson, Flewellen, Franklin, Foscue, Hancock, Harrison of C., Henderson, Lewis of M., Lewis of R., Lynch, Mabry, Maverick, Middleton, Munson, Navarro, Nelson, Pirkey, Redwine, Robinson, Smith, Speights, Stewart, Walworth, Warfield, Waterhouse and Whitmore—42.

NAYS—Messrs. Baxter, Branch, Bryan, Culberson, Dale, Darnell, Davis of B., Davis of H., Ellett, Francis, Hall, Harrison of V. Z., Hartley, Haynes, Henry, Houghton, Hubbard, Hubert, Lewter, Manly, Maxey, Morris, Mundine, Norton, Owens, Parker, Perry, Ross, Shannon, Shelton, Taylor, Whitfield and Wortham—33.

The report from the Judiciary committee, reporting a substitute for the bill to amend the act to organize the Justice's Courts and to define the powers and jurisdiction of the same, approved March 20, 1848, was taken up, and substitute adopted.

Mr. Wælder proposed to amend, as follows:

"Provided, that nothing contained in this section shall be so construed as to interfere with an act regulating Justice's courts in the city of San Antonio, approved February 14, 1854."

Mr. Dougherty proposed to amend as follows:

"Also, with the laws regulating Justice's courts in the Twelfth Judicial District." Accepted, and the amendment adopted.

Mr. Henderson moved to strike out "nine months," and insert "six months." Lost, and bill ordered to be engrossed.

On motion of Mr. Mabry, the rule was suspended, bill read third time, and passed by the following vote; Mr. Henderson calling for the yeas and nays:

YEAS—Messrs. Anderson, Armstrong, Barclay, Baxter, Benevides, Billingsly, Buckley, Caddell, Camp, Craig, Crawford, Crooks, Clark, Culberson, Cumby, Dale, Darnell, Dennis, Dickson, Dougherty, Duncan, Flewellen, Francis, Harrison of C., Harrison of V. Z., Houghton, Hubbard, Lewis of M., Lewis of R., Lewter, Lynch, Mabry, Maverick, Morris, Middleton, Munson, Navarro, Nelson, Norton, Perry, Pirkey, Redwine, Shannon, Shelton, Smith, Stewart, Wælder, Walworth, Warfield, Waterhouse, Whitfield, Whitmore and Wrede—53.

NAYS—Messrs. Branch, Bryan, Davis of B., Davis of H., Epperson, Franklin, Hall, Hartley, Haynes, Henderson, Henry, Manley, Parker, Redgate, Ross, Short, Taylor and Wortham —16.

A bill to postpone forced sales was taken up.

Mr. Henderson proposed to amend, as follows:

"And further provided, all such judgments shall bear twelve per cent. interest.

Mr. Culberson offered a substitute for bill and amendment.

On motion of Mr. Mabry, the bill, substitute and amendment was re-referred to the Judiciary committee.

The following message from the Governor was taken from the Speaker's stand, and read:

EXECUTIVE DEPARTMENT,
Austin, Texas, February 2, 1861.

To HON. M. D. K. TAYLOR,
Speaker of the House of Representatives:

SIR: Enclosed I have the honor to submit the report of the Superintendent of the State Lunatic Asylum for the consideration of your honorable body, and commend it to your attention.

SAM. HOUSTON.

On motion of Mr. Mills, raferred to committee on Public Buildings.

On motion, the House adjourned till Monday, ten o'clock, A. M.

HOUSE OF REPRESENTATIVES,
Monday, Feb., 4th, 1861.

The House met pursuant to adjournment—roll called—quorum present—journal of yesterday read and adopted.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed :

A bill to amend the 10th section of an act supplementary of an act to regulate Railway Companies, approved February 7th, 1853; approved Dec., 19th, 1857; approved Feb., 8th, 1860.

Mr. Branch, one of the committee on enrolled bills, reported correctly enrolled and properly signed :

A bill to reorganize the 16th Judicial District and to define the time of holding courts therein, and the same had been presented to the Governor for his approval and signature.

Mr. Buckley, chairman of committee on Judiciary, reported, recommending the passage of the Senate's bill, providing what be sufficient *prima facie* evidence in certain cases in suits brought by the State of Texas.

On motion of Mr. Buckley, the rule was suspended, report taken up, bill read second time and passed to third reading.

On motion of Mr. Buckley, the rule was further suspended, bill read third time and passed.

Mr. Mills, on part of the House, from the joint committee of conference, on the House amendment to Senate's bill for the relief of the Houston and Texas Central Railroad Company, reported, recommending the passage of the bill, with the following subtitute to the amendment, to come in at the end of first section :

"*Provided*, said railroad shall run on the nearest and most practicable route from its line at or near Horn Hill to Dresden in Navarro, and thence to the town of Dallas, or within one mile and a half of said town, and thence to the terminus on Red river, within fifteen miles of Preston. And said company shall have said road surveyed, staked and permanently located to Dresden, or within one mile of said town by the first day of April, A. D., 1862.

On motion of Mr. Mills, the rule was suspended, the report taken up and adopted.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed the bill to amend the 12th section of the act concerning the proceedings in the District Courts, approved March 16, 1848.

A message was received from the Senate, informing the House, that the Senate had amended and passed, the following House bills, to-wit :

Bill supplemental to the act to regulate estrays.

Bill to provide for the submitting the Ordinance of secession to a vote of the people, and had passed the House bill providing for running thecounty lines between the counties of Marion, Cass, and Titus.

Also, had passed a bill to require the Comptroller and Treasurer, to receive Treasury warrants, in payment for certain land dues.

Mr. Buckley offered the following resolution :

Resolved, That with the concurrence of the Senate, this Legislature adjourn at 11 o'clock, on Wednesday next, until the 1st day of April, 1861.

Laid over one day for consideration.

Mr. Mabry moved to suspend rule and take up resolution. Lost.

Mr. Flewellen introduced a bill to reduce the per diem and mileage of the members and officers of the Legislature and repealing certain acts relative thereto.

Mr. Flewellen moved to suspend rule and take up the bill. Lost.

Mr. Davis of H., introduced a joint resolution, relative to arms in Texas belonging to the United States. Read first time.

Mr. Davis of H., moved to suspend rule, and take up resolution. Lost.

Mr. Darnell offered the following resolution :

Resolved, That the committee on Military Affairs, be instructed to enquire into the propriety and necessity of authorizing the purchase by the State, of arms and munitions of war, &c., for the use of the State and that they report by bill or otherwise.

Mr. Hartley proposed to amend as follows :

" And the committee on Bonds and Finance, are called upon to report how the means are to be raised to purchase the same." Adopted.

[Mr. Munson in the Chair.]

And the resolution as amended adopted.

Mr. Hubbard offered the following resolution :

Resolved, That the committee on Judiciary be requested to report a bill making provisions for the incorporation of volunteer companies of this State, without the necessity of requiring special legislation therefor. Referred to Judiciary committee.

Mr. Taylor introduced a bill, authorizing the raising, arming, and equiping a regiment, consisting of artillery, infantry and cavalry, for the protection of the Northern Frontier of Texas.

Read first and second times and referred to committee on Military Affairs.

Mr. Duncan offered the following resolution :

Resolved, That the State Gazettee, furnish the House of Representatives with a 1,000 State Gazette Appendixes, that were published for this House, under a resolution of last session.

Mr. Shannon moved to strike out "1,000," and insert "100."

On motion of Mr. Wælder the resolution was laid on the table for the present.

ORDERS OF THE DAY.

The report from the Judiciary committee, recommending the passage of the bill to amend section 149 and 154 of the act to regulate proceedings in the District Courts approved 13th May, 1846, to amend act to amend section 151 of the act to regulate proceedings in the District Courts, approved Dec, 24th, 1851, was taken up.

Mr. Henderson proposed to amend by striking out all after "enjoined," in second section and insert, "the court shall assess ten per cent. damages."

Mr. Stewart offered the substitute as follows for the amendment :

Strike out in the caption of the bill, the words, "and 154,"

Also, strike out section second of the bill, and change the number of fourth section. Accepted and adopted.

And the House refused to engross the bill by the following vote :

YEAS—Messrs. Speaker, Armstrong, Benevides, Barclay, Caddell, Camp, Craig, Crawford, Clark, Culberson, Cumby, Dickson, Duncan, Edwards, Francis, Harrison of C., Houghton, Lewis of M., Lewis of R,, Lynch, Mills, Norton, Redwine, Robinson, Shannon, Shelton, Speights, Stewart and Waterhouse—29.

NAYS—Messrs. Anderson, Baxter, Branch, Bryan, Dale, Darnell, Davis of B., Davis of H., Ellett, Epperson, Flewellen, Franklin, Foscue, Hancock, Harrison of V. Z., Hartley, Henderson, Hubbard, Hubert, Lewter, Mabry, Manly, Maverick, Morris, McKnight, Middleton, Mundine, Navarro, Owens, Parker, Perry, Pirkey, Redgate, Ross, Short, Smith, Taylor, Wælder, Walworth, Whitmore and Wrede—41.

Mr. Wælder moved to take from the table the resolution relative to the State Gazettte Appendixes. Carried by the following vote :

Mr. Wælder calling for the yeas and nays.

YEAS—Messrs. Speaker, Anderson, Armstrong, Baxter, Bene-

vides, Bryan, Caddell, Camp, Craig, Clark, Culberson, Cumby, Dale, Darnell, Duncan Edwards, Franklin, Foscue, Hall, Harrison of C., Harrison of V. Z., Henderson, Houghton, Hubbard, Hubert, Lewis of M., Lewter. Mabry, Morris, McKnight, Mills, Navarro, Nelson, Perry, Pirkey, Redgate, Robinson, Shannon, Shelton, Short, Smith, Stewart, Wælder, Walworth, Wortham, and Wrede—46.

Nays—Messrs. Barclay, Branch, Buckley, Crawford, Davis of B., Davis of H., Dickson, Ellett, Epperson, Francis, Hancock, Henry, Lewis of R., Lewter, Mabry, Maverick, Middleton, Mundine, Norton, Parker, Bedwine, Speights, Taylor, Waterhouse, and Whitmore—25.

And the resolution was adopted.

Mr. Bryan introduced a bill for the relief of the Trinity Valley Railroad Company. Read first and second times and referred to committee on Internal Improvements.

Mr. Cumby moved to take up the House's Bill to provide for submitting the Ordinance of secession to a vote of the people, with amendment by the Senate. Carried and amendment concurred in.

On motion of Mr. Stewart, 5,000 copies of the bill were ordered to be printed.

On motion of Mr. Parker the House bill supplemental to act to regulate estrays with amendments by the Senate was taken up and amendments concurred in.

The report of the Judiciary committee, recommending the passage of the bill to prescribe the order in which causes shall be determined in the Supreme Court, was taken up.

Mr. Franklin proposed to amend as follows:

"*Provided*, That nothing contained in this act shall prevent the court from continuing any case by consent of parties. Adopted.

Mr. Dennis moved to suspend rule and place the bill on its final reading. Lost by the following vote:

Mr. Franklin calling for the yeas and nays.

Yeas—Messrs. Speaker, Armstrong, Bryan, Buckley, Caddell, Crawford, Clark, Culberson, Cumby, Dennis, Dickson, Duncan, Flewellen, Francis, Hall, Henderson, Lewis of R., Lynch, Mabry, Manly, McKnight, Middleton, Nelson, Norton, Redwine, Robinson, Shannon, Short, Smith, Speights, Taylor, Wælder, Walworth and Wrede—34.

Nays—Messrs. Barclay, Benivedes, Branch, Craig, Crooks, Dale, Davis of B., Davis of H., Ellett, Epperson, Franklin, Foscue, Hancock, Harrison of C., Harrison of V. Z., Hartley,

Haynes, Henry, Houghton, Hubbard, Lewter, Maverick, Morris, Mills, Mundine, Navarro, Owens, Parker, Perry, Redgate, Ross, Shelton, Warfield, Waterhouse, Whitmore and Wortham—37.

Report from committee on Judiciary relative to the bill to prevent the emancipation of slaves was taken up. Bill read and ordered to be engrossed.

On motion of Mr. Whitmore, rule was suspended, bill read third time and passed.

Report from the committee on Public Lands, recommending the passage of the bill to attach the unorganized counties of Witchita, Wilbarger Hardiman and Grier to the county of Clay so as to form one land district, was taken up and bill ordered to be engrossed.

Mr. Shelton moved to suspend rule, take up bill and place it on its final reading. Lost.

Report of committee on Internal Improvements, on the petition of Sarah Cockerel, taken up and adopted.

Report from the Judiciary committee, recommending amendments to the bill to regulate the descent and distribution of intestate estates, approved March 18th, 1848, was taken up, amendments adopted and bill ordered to be engrossed.

On motion of Mr. Buckley, rule suspended, bill read third time and passed.

Mr. Duncan moved to adjourn until 10 o'clock, to-morrow. Lost.

Senate's joint resolution, relative to the roofing of the capitol, was taken up and read first time.

On motion of Mr. Dale, rule was suspended, resolution read second time.

On motion of Mr. Dale, rule further suspended. Resolution read third time and passed.

Report from committee on Internal Improvements, recommending the non-passage of the Senate's bill for the relief of Railroads in Texas was taken up. Bill read second time.

Mr. Epperson moved to re-refer the bill to the committee on Internal Improvements. Carried.

Report of committee on Internal Improvements, recommending the passage of the bill for the relief of the Memphis and E Paso Railroad Company, was taken up.

Mr. Ross submitted a minority report dissenting from the majority report:

Hon. M. D. K. Taylor,

Speaker of the House of Representatives:

The undersigned, a minority of the committee on Internal

Improvements, to whom was referred the petition of sundry citizens of Cass and Marion counties, asking the Legislature to pass a law, granting to that part of the Memphis and El Paso railroad, extending from Moore's Landing on Sulphur, to Jefferson, in Marion county, ten section certificates of six hundred and forty acres each, for each section of five miles graded.

Would dissent from the report of the majority for the following reasons:

1. It is a departure from the general law, without offering any additional guarantees for its completion; but to a considerable extent reducing the same, or rather, nearly destroying the securities: in this, it grants the land to each five miles, when the general law required twenty-five miles to be graded before the road could draw any land certificates, after the first section is completed they would be the same.

2. It extends to the Memphis and El Paso railroad in this extension, the privileges above named, when the original road on commanding portions, has advantages which no other road possesses; a reservation from Red River to the Rio Grande—a distance of near 700 miles.

3. That departures from the general law, would, in the opinion of the minority, operate ruinously in the present state of affairs; it being calculated to reduce essentially the securities on which the State, must to some extent rely, for the means necessary for our protection, or offer as guarantees for the redemption of promises that it may be necessary that the State may make for that purpose.

4. It would be acting in bad faith to other enterprises of similar character, and equally as meritorious, by depriving them of rights and privileges guaranteed by the general law, thereby, injuring to that extent the other railroads of the State.

All of which is respectfully submitted,

WILLIAM M. ROSS.

[Mr. Lewis of M., in the Chair.]

Mr. Flewellen moved to recommit the bill to committee on Internal Improvements. Lost.

Mr. Morris proposed to amend as follows:

"*Provided*, That the provisions of this act shall apply to all the railroads in this State."

The amendment was rejected by the following vote:

Mr. Morris calling for the yeas and nays.

YEAS.—Messrs. Anderson, Barclay, Baxter, Caddell, Crawford, Clark, Cumby, Dale, Darnell, Davis of H., Dickson, Dougherty, Duncan, Francis, Foscue, Harrison of V. Z., Henderson,

Hubbard, Hubert, Lewis of M., Lynch, Manly, Morris, McKnight, Norton, Owens, Redgate, Redwine, Robinson, Ross, Stewart, Taylor, Wælder, Walworth, Whitmore, and Wredo —36

Nays—Messrs. Speaker, Armstrong, Benevides, Branch, Camp, Craig, Crooks, Culberson, Davis of B., Dennis, Epperson, Flewellen, Franklin, Hancock, Hall, Harrison of C., Henry, Houghton, Lewis of R., Mabry, Maverick, Middleton, Mills, Mundine, Navarro, Nelson, Parker, Perry, Shannon, Shelton, Smith, Speights, Warfield, Waterhouse, and Wortham—36.

On motion of Mr. Nelson, bill was made special order of the day for 11 o'clock, A. M., to-morrow.

On motion of Mr. Nelson, the bill to require the Comptroller and Treasurer to receive Treasury warrants in payment for certain land dues, taken up, read first time.

On motion of Mr. Nelson, the rule suspended, and bill read second time.

Mr. Nelson proposed to amend by adding two additional sections. Adopted.

Mr. Darnell, proposed to amend, by adding:

"And said warrants shall also be receivable for all government dues." Withdrawn, and bill passed to third reading.

On motion of Mr. Nelson, the rule further suspended, bil read third time and passed.

A message was received from the Governor, with the request, that when it was read it would be transmitted to the Senate.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed, the bill to amend the act to organize the Justices' Courts, and to define the powers and jurisdiction of the same, approved, March 20, 1848.

On motion, the House adjourned till 9 o'clock, A. M., to-morrow.

House of Representatives,
Tuesday, February 5, 1861.

House met pursuant to adjournment—roll called—quorum present. Journal of yesterday read and adopted.

Mr Foscue, chairman of committee on Internal Improvements, reported, that the committee recommended the passage of the bill for the relief of Railroads in Texas, with amendments by the committee; Messrs. Foscue and Ross dissenting. Amendments by the committee:

In section one, after "extent," insert "after its completion," and at the end of first section, add ." Provided, that this act shall not be so construed as to include any charter granted where the company has not been organized, and the line of the road designated in whole or in part, and the road in process of construction, or in whole or in part under contract for construction."

[Mr. Taylor, of Fannin, in the chair.]

Mr. Stewart, chairman of committee on Finance, reported, recommending that the bill amending the laws to raise a revenue by taxation, and the bill to amend the laws for the assessment and collection of taxes, be laid on the table. Also, reported recommending the passage of the Senate's bill making an appropriation to pay for supplies furnished the troops now on the frontier, with amendments by the committee. Amendments strike out "common market", and insert insert "par."

Mr. Wortham, one of the committee on Printing, reported a bill making appropriation to pay John Marshall for certain services, and recommended its passage. Bill read first time.

Mr. Short, one of the committee on Judiciary, reported, recommending the passage of the bill supplementary to the act providing for the appointment of pilots, passed April 7, 1846. Also, reported a substitute for the bill to authorize the county court of Nacogdoches county to regulate the pay of sheriffs therein in certain cases and recommend its passage.

Mr. Perry offered the following resolution:

Resolved, That the sum of two dollars per day, in addition to that now allowed, be voted to Joseph Mangum out of the contingent fund. Adopted by the following vote, Mr. Foscue calling for the yeas and nays:

Yeas—Messrs. Speaker, Anderson, Armstrong, Baxter, Benevides, Billingsly, Bogart, Branch, Caddell, Camp, Culberson, Cumby, Darnell, Davis of H., Dickson, Ellett, Flewellen, Franklin, Houghton, Hubert, Lewis of M., Lewis of R., Lewter, Lynch, Manly, Middleton, Mills, Munson, Navarro, Parker, Perry, Pirkey, Redgate, Redwine, Robinson, Shannon, Shelton, Short, Smith, Speights, Stewart, Walworth, Warfield, Waterhouse and Whitfield—46.

Nays—Messrs. Bryan, Buckley, Craig, Crawford, Crooks, Dale, Davis of B., Duncan, Edwards, Epperson, Foscue, Hall, Harrison of V. Z., Henry, Hubbard, Morris, Nelson, Ross, Taylor, Whitmore and Wrede—21.

Message received from Senate, informing the House that the Senate had passed the following bills, originating in that body, to wit:

Bill for relief of Texas and New Orleans Railroad Company.

Bill to change the name of county seat of Hidalgo county.

Bill for relief of Southern Pacific Railroad Company.

Bill to reorganize Eighth and Twentieth Judicial Districts, and define times of holding the courts therein, and

A joint resolution suspending the Geological survey.

Also, had amended and passed House bill, to provide for the protection of the Frontier of the State of Texas.

Mr. Stewart, one of the committee on Judiciary, reported as follows:

The committee on Judiciary, to whom was referred the bill relating to the spring terms of the several District Courts during the year 1861, have had no action on the bill, but the undersigned, one of the committee, begs leave to report the bill back to the House, and recommend its passage.

W. H. Stewart, one of committee, also as chairman of committee on Finance, reported a substitute for the bill to reduce the price of Public Lands, and recommended its passage.

Mr. Taylor, of Cass, offered the following resolution:

Resolved, That it is the sense of this House, that before this Legislature adjourns they should so raise the taxes as to meet the current expenses of the State Government.

Mr. Foscue moved to lay the resolution on the table. Carried by the following vote; Mr. Taylor, of Cass, calling for the yeas and nays:

Yeas—Messrs. Anderson, Baxter, Billingsly, Bryan, Buckley, Caddell, Craig, Crawford, Cumby, Darnell, Dennis, Dickson, Flewellen, Francis, Franklin, Foscue, Harrison of C., Harrison of V. Z., Henderson, Houghton, Hubbard, Hubert, Lewis of M., Lewter, Lynch, Maverick, Morris, Mills, Munson, Nelson, Parker, Perry, Pirkey, Redwine, Robinson, Ross, Shelton, Short, Smith, Speights, Stewart, Warfield, Waterhouse, Whitfield and Wortham—45.

Nays—Messrs. Speaker, Armstrong, Benevides, Branch, Camp, Crooks, Dale, Davis of B., Davis of H., Dougherty, Duncan, Epperson, Hancock, Hall, Haynes, Henry, Lewis of R., Mabry, Manly, McKnight, Middleton, Mundine, Navarro, Norton, Redgate, Shannon, Taylor, Wælder, Walworth, Whitmore and Wrede—31.

Mr. Mabry, one of the Judiciary committee, by permission, reported as follows:

The Judiciary committee, to whom was referred sundry bills relative to stay laws, have had the same under consideration, and beg leave to offer the following as a substitute therefor.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed the bill to prescribe the order in which cases shall be determined in the Supreme Court. Also,

The bill to prohibit the emancipation of slaves.

ORDERS OF THE DAY.

The resolution relative to the adjournment of the Legislature was taken up.

Mr. Baxter moved to strike out "first of April," and insert "second of March."

On motion of Mr. Nelson, the House bill for protection of Frontier, with amendments by the Senate, was taken up. The amendment to insert "Frio" after "Bandera", was concurred in, and the amendment to "strike out last seven lines of section nine", was concurred in.

Mr. Davis, of Bastrop, offered the following as a substitute for the adjournment resolution:

Resolved by the House, the Senate concurring, that the extra session of the Eighth Legislature adjourn, *sine die*, on Friday, the eighth of February, 1861, at ten o'clock, A. M.

On motion of Mr. Baxter, the substitute was laid on the table, by the following vote; Mr. Davis, of Bastrop, calling for the yeas and nays:

YEAS—Messrs. Speaker, Anderson, Armstrong, Baxter, Benevides, Clark, Culberson, Cumby, Dale, Darnell, Dennis, Dickson, Duncan, Flewellen, Franklin, Hall, Harrison of V. Z., Henderson, Houghton, Hubbard, Hubert, Lewis of M., Lewis of R., Lewter, Lynch, Manly, Morris, Mills, Munson, Navarro, Nelson, Owens, Parker, Perry, Pirkey, Robinson, Ross, Shannon, Short, Smith, Speights, Stewart, Wælder, Walworth, Warfield, Waterhouse, Whitfield, Wortham and Wrede—56.

NAYS—Messrs. Branch, Camp, Davis of B., Davis of H., Dougherty, Edwards, Epperson, Francis, Foscue, Haynes, Henry, Mabry, McKnight, Middleton, Mundine, Redgate, Redwine, Shelton, Taylor and Whitmore—20.

The question recurring on the motion to strike out "first of April", and insert "second of March,"

On motion of Mr. Stewart, the motion was laid on the table.

Mr. Stewart moved the previous question. Lost.

Mr. Shannon moved to postpone the question until eleven o'clock, Friday morning.

Mr. Francis moved to lay the motion on the table. Carried.

Mr. Davis, of H., offered the following resolution:

Resolved by the House, the Senate concurring, that the Legislature adjourn, *sine die*, on Monday, the eleventh day of February, at ten o'clock, A. M. Lost.

Mr. Wælder offered the following substitute:

Resolved that, the Senate concurring, this session will adjourn on Monday next, at twelve o'clock, to meet again on the eighteenth of March.

On motion of Mr. Nelson, laid on the table.

Mr. Baxter moved to postpone further consideration of the subject till to-morrow at twelve o'clock.

On motion of Mr. Buckley, the motion to postpone was laid on the table.

Mr. Davis, of Hays, moved to adjourn till three o'clock. Lost.

On motion of Mr. Dickson, the main question was ordered, and the House refused to adopt the resolution, by the following vote:

YEAS—Messrs. Anderson, Armstrong, Buckley, Crawford, Dale, Darnell, Davis of H., Dennis, Dickson, Edwards, Flewellen, Francis Foscue, Harrison of C., Harrison of V. Z., Henderson, Houghton, Hubbard, Lewis of R., Lynch, Munson, Nelson, Parker, Perry, Pirkey, Redwine, Robinson, Ross, Short, Speights, Stewart, Walworth, Warfield and Whitfield—34.

NAYS—Messrs. Speaker, Baxter, Benevides, Billingsly, Bryan, Caddell, Camp, Craig, Crooks, Clark, Culberson, Cumby, Davis of B., Dougherty, Duncan, Epperson, Franklin, Hancock, Hall, Haynes, Henry, Hubert, Lewis of M., Mabry, Manly, Maverick, Morris, McKnight, Middleton, Mills, Mundine, Navarro, Owens, Redgate, Shannon, Shelton, Smith, Taylor, Wælder, Waterhouse, Whitmore Wortham and Wrede—43.

On motion, the House adjourned till three o'clock, P. M.

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3 o'CLOCK, P. M.

House met—roll called—quorum present.

Mr. Dickson offered the following resolution:

Resolved, the Senate concurring, that the two Houses of the Legislature will adjourn on Friday next, at ten o'clock, A. M., until the first of April ensuing. Laid over one day for consideration.

Mr. Mills offered the following resolution:

Resolved, That the committee on Military Affairs be requested to inquire into and report to this House, how many and what kind of arms there are now in the possession of the federal authorities in Texas; and also to inquire into the propriety of purchasing arms and munitions for the defence of the State, and if necessary report a bill for that purpose. Adopted.

On motion of Mr. Clark report from the Judiciary committee, recommending a substitute for the bill to authorize the county court of Nacogdoches county to regulate the pay of sheriffs in certain cases, was taken up and substitute adopted.

Mr. Foscue offered tho following amendment.

"Provided, that the county of Cherokee be excepted out of the operations of this act."

Mr. Nelson moved to reject the bill, substitute and amendment. Lost.

Mr. Clark moved to reconsider the vote adopting the substitute. Carried.

Gentlemen representing the several counties proposed to insert them in the bill, to wit:

Upshur, Nacogdoches, Navarro, Jackson, Calhoun, El Paso, Jasper, Newton, Atascosa, Austin, Fort Bend, Madison, Hays, Blanco, San Aguustine, Sabine, Grimes, Limestone, Orange, Hardin, Walker, Jefferson and Leon. Adopted by the following vote:

YEAS—Messrs. Speaker, Armstrong, Baxter, Branch, Buckley, Camp, Crawford, Crooks, Clark, Culberson, Davis of B., Davis of H., Dickson, Duncan, Edwards, Foscue, Hall, Henry, Hubbard, Hubert, Lewter, Morris, McKnight, Middleton, Mills, Norton, Owens, Parker, Perry, Pirkey, Shannon, Short, Smith, Speights, Wælder, Waterhouse, Whitfield and Wortham—39.

NAYS—Messrs. Anderson, Billingsly, Bryan, Caddell, Craig, Dale, Darnell, Dennis, Epperson, Flewellen, Francis, Franklin, Hancock, Harrison of C., Harrison of V. Z., Houghton, Lynch, Manly, Mundine, Nelson, Redgate, Redwine, Robinson, Ross, Shelton, Stewart, Walworth, Whitmore and Wrede—29.

Mr. Perry moved to strike out "$300", and insert "$200." Carried.

Mr. Franklin moved to strike out "$200", and insert "$100."

On motion of Mr. Buckley, the motion was laid on the table, and the bill ordered to be engrossed by the following vote; Mr. Franklin calling for the yeas and nays:

YEAS—Messrs. Speaker, Armstrong, Baxter, Branch, Buck-Camp, Crawford, Clark, Davis of B., Davis of H., Dickson, Duncan, Edwards, Epperson, Hall, Hubbard, Hubert, Lewis of R., Lewter, Lynch, Mabry, Manly, Morris, McKnight, Middleton, Mills, Norton, Parker, Perry, Shannon, Short, Smith, Speights, Waterhouse, Whitfield and Wortham—37.

NAYS—Messrs. Anderson, Billingsly, Caddell, Craig, Culberson, Dale, Darnell, Flewellen, Francis, Franklin, Foscue, Hancock, Harrison of C., Harrison of V. Z., Hartley, Henry, Houghton, Mundine, Nelson, Redgate, Redwine, Robinson,

Ross, Shelton, Stewart, Wælder, Walworth, Whitmore and Wrede—37.

Mr. Buckley moved to suspend the rule to place the bill on second reading.

A message was received from the Senate, informing the House that the Senate refused to concur in the House amendment to Senate's bill to require Comptroller and Treasurer to receive Treasury Warrants in payment for certain land dues;

Had passed House bill to amend tenth section of act supplementary of an act to regulate Railroad Companies, approved Nebruary 7, 1853; approved December 19, 1857; approved February 8, 1860.

Also, had passed Senate's bills, to reorganize the Seventeenth Judicial District, and define times of holding District Courts therein, and

Bill to amend eighth section of act to incorporate Eastern Texas Railroad Company, passed by the Eighth Legislature of the State of Texas.

Mr. Shannon, one of the committee on Public Lands, reported recommending passage of bill to amend act to authorize commissioner of the General Land Office to issue patents upon surveys heretofore made, not in form required by law, approved January 17, 1860.

Mr. Davis, of Bastrop, one of committee on Enrolled Bills, reported as follows:

Hon. M. D. K. Taylor,

Speaker of the House, etc.:

The joint committee on Enrolled Bills have examined the following bills, to wit:

An act amending the Estray Law.

An act to be entitled on act to provide for the Protection of the Frontier of the State of Texas.

An act to be entitled an act for the relief of the Houston and Texas Central Railway Company.

An act to be entitled an act providing what shall be sufficient *prima facie* evidence in certain cases, in suits brought by the State of Texas.

A joint resolution with regard to the contract for Roofing the Capitol.

An act to be entitled an act to provide for running the county lines between the counties of Marion, Cass and Titus.

An act to be entitled an act to provide for submitting the Ordinance of Secession to a vote of the people.

And find the same correctly enrolled, properly signed, and

have this day presented the same to the Governor for his signature and approval.

[Signed] B. H. DAVIS,
One of committee.

The majority and minority report, from the committee on Internal Improvements, on the bill for the relief of the Memphis and El Paso Railroad Company, taken up.

Mr. Harrison, of Van Zandt, offered the following amendment:

"Provided, that the provisions of this act shall apply and inure to the benefit of all the railroads in this State, for the distance of forty-five miles, now organized, and having an existing, *bona fide* contract for the construction of not less than ten miles of its road. Adopted, and the bill ordered to be engrossed.

Mr. Flewellen introduced a bill to grant an extension of time for the completion of the Washington County Railroad. Read first time.

On motion of Mr. Flewellen, the bill read second time and ordered to be engrossed.

On motion of Mr. Flewellen, the rule further suspended, bill read third time, and passed by a two-thirds vote.

Mr. Clark, one of the committee on Engrossed Bills, reported correctly engrossed—

The bill to amend the third section of an act entitled an act to regulate the Descent and Distribution of Intestate Estates, approved March 14, 1848, and

The bill to attach the unorganized counties of Wichita, Wilbarger, Hardeman and Greer to the county of Clay, so as to form one land district.

The following message from the Governor was taken from the Speaker's stand, and read:

EXECUTIVE DEPARTMENT,
AUSTIN, Texas, February 4, 1861.

HON. M. D. K. TAYLOR,
Speaker of the House of Representatives—

SIR: Enclosed I have the honor to transmit to your honorable body the accompanying resolutions, passed by the Legislatures of Virginia, Ohio, and Tennessee, which I commend to your consideration.

SAM HOUSTON.

Ordered to be transmitted to the Senate.

Senate's bill, to incorporate the La Vaca Wharf Company, was taken up, and read first time.

On motion of Mr. Taylor, of Cass, the rule was suspended, and bill read second time.

On motion of Mr. Duncan, rule further suspended, bill read third time, and passed by a two-thirds vote.

On motion of Mr. Smith, the bill for the relief of the Texas and New Orleans Railroad was taken up and read first time.

On motion of Mr. Nelson, rule suspended, bill read second time, and passed to a third reading.

On motion of Mr. Smith, rule further suspended, bill read third time, and passed by a two-third vote.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed—

Bill for relief of Washington County Railroad Company.

Mr. Mills offered the following resolution:

Resolved, That the use of this hall is hereby tendered to the Convention, which is to reassemble in this city on the second day of March, 1861. Adopted.

Mr. Hartley offered the following resolution:

Resolved, That a committee of Ways and Means, of three members, be appointed to confer with a like committee of the Senate, whose duty it shall be to devise ways and means to meet the present obligations of the State, and such other expenditures as may be rendered necessary by the present exigencies of the State.

On motion of Mr. Hubbard, Mr. Hartley was added to the committee on Finance.

On motion of Mr. Henderson, referred to committee on Finance.

Mr. Wælder moved to take up Senate's bills on Speaker's table. Lost.

On motion, the House adjourned till ten o'clock, A. M., tomorrow.

HOUSE OF REPRESENTATIVES,
Wednesday, February 6, 1861.

The House met pursuant to adjournment—roll called—quorum present. Journal of yesterday read, and adopted.

Mr. Armstrong, one of the committee on Public Lands, reported, recommending the passage of the bill providing for the return of fieldnotes of Surveys that have become forfeited.

Mr. Hancock, chairman of committee on Public Buildings, reported as follows:

The committee to whom was referred Special Message of his Excellency, the Governor, submitting the Report of the Superintendent of the State Lunatic Asylum, together with said report, instruct me to return the same to the House, and recommend that one thousand copies of said report be printed for the use of this House. Report adopted.

On motion of Mr. Davis, of Hays, the report was so amended as to make it read, "the one thousand copies to be printed for the use of the Superintendent of said Asylum," and adopted.

Mr. Bryan introduced a bill for the relief of the Trinity Valley Railroad Company. Read first time.

On motion of Mr. Bryan, rule suspended, bill read second time, and ordered to be engrossed.

On motion of Mr. Bryan, rule further suspended, bill read third time, and passed.

Mr. Davis, of Hays, introduced a bill to provide for the calling of a Convention of the people of the State of Texas. Read first time.

Mr. Shannon introduced a bill to appropriate money to pay minute men for service on the frontier. Read first time, and referred to committee on Finance.

Mr. Davis, of Hays, moved to suspend rule. Lost.

Mr. Wælder introduced a bill to repeal article 389a of Oldham and White's Digest. Read first time.

Mr. Wælder moved to suspend rule, to place bill on second reading. Lost.

A message was received from the Senate, informing the House that the Senate had passed a bill to extend the time for the return of Pre-emption Field Notes.

Also, transmitting a message from the Governor.

ORDERS OF THE DAY.

The resolution relative to adjournment was taken up.

[Mr. Buckley in the chair.]

Mr. Baxter proposed to amend by striking out "Friday", and inserting "Monday". Declared out of order, and the resolution n adopted.

Mr. Davis, of Bastrop, moved to reconsider the vote.

Mr. Dickson moved to lay the motion to reconsider on the table. Lost by the following vote;

Mr. Davis, of Bastrop, calling for the yeas and nays:

YEAS—Messrs. Anderson, Bogart, Branch, Bryan, Buckley, Caddell, Camp, Craig, Crawford, Clark, Cumby, Dennis, Dickson, Duncan, Edwards, Foscue, Harrison of C., Hubert, Lewis of R., Lewter, Lynch, Maxey, Morris, Parker, Perry, Pirkey,

Redwine, Robinson, Ross, Shelton, Smith, Speights, Stewart, Walworth, Whitfield and Wortham—36.

Nays—Messrs. Speaker, Armstrong, Baxter, Benevides, Billingsley, Crooks, Culberson, Dale, Davis of B., Davis of H., Dougherty, Epperson, Francis, Franklin, Hancock, Harrison of V. Z., Hartley, Haynes, Henderson, Hubbard, Lewis of M., Mabry, Manly, McKnight, Middleton, Mills, Mundine, Navarro, Nelson, Norton, Redgate, Shannon, Short, Taylor, Wælder, Warfield, Waterhouse, Whitmore and Wrede—39.

Mr. Baxter moved to postpone the further consideration of the question until eleven o'clock to-morrow. Lost. The question recurring on the motion to reconsider,

Mr. Mills called for the yeas and nays; and the motion was lost by the following vote:

Yeas—Messrs. Armstrong, Baxter, Benevides, Billingsly, Bogart, Caddell, Craig, Crooks, Culberson, Dale, Davis of B., Davis of H., Epperson, Francis, Franklin, Hancock, Hartley, Haynes, Henderson, Hubbard, Lewis of M., Lynch, Mabry, Manly, McKnight, Mills, Mundine, Navarro, Nelson, Norton, Redgate, Shannon, Taylor, Wælder, Waterhouse and Wrede—36.

Nays—Messrs. Anderson, Branch, Bryan, Buckley, Camp, Crawford, Clark, Cumby, Dennis, Dickson, Duncan, Edwards, Foscue, Harrison of C., Harrison of V. Z., Hubert, Lewis of R., Lewter, Maxey, Morris, Middleton, Munson, Parker, Perry, Pirkey, Redwine, Robinson, Ross, Shelton, Short, Smith, Speights, Stewart, Walworth, Warfield, Whitfield, Whitmore and Wortham—38.

The following message from the Governor was taken from the Speaker's stand, and read:

Executive Department,
February 5, 1861.

Gentlemen of the Senate
and House of Representatives:

In view of the contemplated speedy adjournment of the Legislature, the Executive would again call your attention to the embarrassed condition of the finances, and press upon your attention the importance of adopting such measures as will sustain the government during the present fiscal year.

In his message sent to your honorable body at the commencement of the present session, the Executive pressed this subject upon your attention, and in connection with it, the importance of providing for the defence of the frontier settlements. These were two of the three objects for which you were convened. The course of your legislation since that period, and the possibility of

a severance of the connection of Texas with the Federal Union, render it imperative that money should be raised to sustain the government so that in such a contingency the people of the State may be ready to meet any emergency that may come upon them.

The Executive in his message presented for your consideration the following figures, showing the probable receipts and disbursements of the present year:

Amount due for Rangers' pay and subsistence,	$ 155,000 00
Interest warrants in circulation,	129,556 99
Defence of frontier,	500,000 00
Ordinary expenses of Government, (see Comptroller's Report for September 1, 1859,)	331,400 00
Amount due on outstanding debt,	50,000 00
Amount of debt of Republic, which will be called for,	10,000 00
Total,	$ 1,175,956 99

The expenses of the present session of the Legislature are also to be provided for.

Total receipts to August 31, 1861, (see Comptroller's Report, September, 1859,)	$ 343,344 27
Amount in Treasury subject to disbursement, January 19, 1861, (per Treasurer's Report,)	14,785 62
Total,	$ 358,129 89

The above statement shows a deficiency on the 19th January, 1861, of $817,827 10. The amount due Rangers alone for services rendered up to this period, amounts to at least $300,000, and unless means are adopted to pay their claims in money, the same will depreciate, and no temporizing expedient can prevent that result. The Government must go on performing its functions, or anarchy will ensue, and to keep it in motion, money is necessary. The frontier must be defended, or the settlements must give way, and no matter what expedient may now be resorted to, both men and money must be had; and the Executive implores the Legislature not to wait until the call for men and money comes laden with the dying shrieks of women and children.

The Legislature may vouchsafe to the people of the frontier the privilege of protecting themselves at their own cost, depending upon promises to pay in the future; but such a policy will be found totally inadequate to the present emergency. Cash will be needed to purchase ammunition and supplies.

By the Treasurer's Report, received on Saturday, the 2d instant, it appears that there was then in the Treasury, subject to disbursement on account of State Revenue, $5,279 69. The Legislature has already appropriated $9.768 62 of the fund arising from University Land sales and $17,313 30 of the fund accumulating from estates of deceased persons, for the per diem and mileage of its members, and it has only been by the use of these funds that the Treasury has been spared thus far from entire bankruptcy: The amount on hand will be exhausted before the termination of the present week, when there must be a suspension of specie payments altogether.

The revenue estimated to come in on July 1, ($343,344 27,) will be much reduced from the fact that the Comptroller has been and is now drawing advance drafts on the various assessors and collectors, to meet appropriations. It is also well known that the assessments for the present year have been suspended by order of the Comptroller. Property, in the meantime, has been steadily decreasing in value, and parties will not be willing to have the same assessed at any more than it will bring in the market at the time of assessment. This depreciation in value will be so great, that, at the present rate of taxation, not more than half the amount estimated will be collected.

The ordinary expenses of government, about $30,000 per month, are to be met until the taxes come in. The officers, many of whom are dependent upon their salaries for the support of themselves and families, should be punctually paid; but even if they wait until the taxes come in, the treasury will then be without a dollar to pay the expenses of the next twelve months. The necessity for the adoption of measures whereby the treasury may be replenished, must therefore be apparent.

Without considering the possible contingency, arising from a change in our federal relations, means must be provided to meet the deficiency of $817,827 10 mentioned above. But should Texas withdraw from the Union, a new condition of things will arise, which will require large expenditures. In view of the possibility of such a contingency happening at as early a period as the second of March, the Legislature cannot fail to see the necessity of making such provisions as will secure the safety of the State and maintain its honor. Steps should be taken to provide an adequate force. to take the place of the 3000 federal troops now in Texas. The safety of our frontier depends upon the action of your honorable body in this respect. A few days of delay may involve the most terrible consequences. Not only the Rio Grande frontier, but also our whole line of settlements,

demand the continual presence of a force sufficient to intimidate our enemies from invading us in large bodies, and it will be the part of wisdom to guard now against the consequences of the removal of such a force. The expense will be millions; but the lives of our people are worth more. Nor is this all. If we do not defend the outposts of civilization, the frontier must recede until we have it at our very doors. We must also provide for the continuation of our postal service, so that our people may not be deprived of communication with the world without. If we are to become independent of the Federal Government, let us at once act a manly and self-reliant part. Let not Texas be subjected to the humiliation of dependence on a government which she has thrown off. If we are to separate, let us have the means provided for taking care of ourselves, and from the date of our separation protect our people with our own army, carry our own mails, and sustain ourselves as an independent people should. The Executive has that confidence in the people of Texas, to believe that if their minds are resolved on separation they will furnish, if in their power, the millions necessary to maintain that new position.

The Executive relies upon the wisdom of the Legislature to devise the ways and means to sustain the government, and he cannot but press upon the consideration of the Legislature, (a large majority of whom regard disunion as a fixed fact,) the importance of providing against that contingency.

He has now performed his whole duty. If the Legislature provides the means to maintain the public faith, to defend the frontier, and sustain the government in all its departments. The Executive, faithful to the trust reposed in him by the people, will see to it, so far as his powers will permit, that the honor and interests of Texas do not suffer at his hands. If these be unprovided for, and the government is left in its present condition, he will feel that this last appeal to the wisdom, justice and patriotism of your honorable body, will justify him to the world should his endeavors to care for the interests of the people, be fruitless.

SAM HOUSTON.

On motion of Mr. Wælder referred to Finance committee.

On motion of Mr. Mabry, one thousand copies ordered to be printed.

On motion of Mr. Wælder, the following Senate's bills were taken up and disposed of, as indicated:

Senate's bill to require the Comptroller and Treasurer to re-

ceive treasury warrants in payment of certain land dues, was taken up, and,

On motion of Mr. Nelson, the House adhered to its amendments.

Senate's bill for the relief of the Southern Pacific Railroad Company was taken up, read first time, and passed to a second reading.

On motion of Mr. Craig, the rule further suspended, bill read third time, and passed to a third reading.

On motion of Mr. Craig, the rule further suspended, bill read third time, and passed by a two-third vote.

Senate's bill to reorganize the Seventeenth Judicial District, and define the time of holding courts therein, taken up, and read first time.

Mr. Wælder moved to suspend rule, and place bill on second reading. Carried. Bill read second time, and passed to third reading.

On motion of Mr. Wælder, the rule further suspended. Bill read third time, and passed.

Senate's bill to reorganize the Eighth and Twentieth Judicial Districts, and to define times of holding courts therein, taken up, and read first time.

[Mr. Henderson in the chair.]

On motion of Mr. Bogart, the rule was suspended, and the bill placed on second reading.

Mr. Shelton moved to refer the bill to a select committee. Lost, and bill passed to a third reading.

Mr. Bogart moved to further suspend rule. Lost.

A message was received from the Senate, informing the House that the Senate had appointed Senators Throckmorton, Quinan and Gentry, a committee of conference on the bill to require the Comptroller and Treasurer to receive treasury warrants in payment for certain dues, and asked for a like committee on the part of the House. Bill taken up, and

The Speaker appointed Messrs. Nelson, Shannon, Harrison of Van Zandt, Davis of Bastrop, and Morris, a committee on the part of the House.

Senate's bill to change the name of county seat of Hidalgo county taken up, and read first time.

On motion of Mr. Walworth, rule suspended, bill read second time, and passed to a third reading.

On motion of Mr. Walworth, rule further suspended, bill read third time, and passed.

Senate's bill to amend Eighth Section of the act to Incorpo-

rate the Eastern Texas Railroad Company, passed by the Eighth Legislature of the State of Texas. Taken up, and read first time.

On motion of Mr. Morris, rule suspended, bill read second time, and passed to third reading.

On motion of Mr. Morris, rule further suspended, bill read third time, and passed by a two-third vote.

Mr. Clark, one of the committee on Engrossed Bills, reported correctly engrossed—

A bill amendatory and supplemental of an act to incorporate the Memphis El Paso and Pacific Railroad Company, approved February 4, 1856, and an act amendatory thereto, approved August 25, 1856, and an act amendatory thereto, approved February 10, 1858.

Also, a bill for the relief of the Trinity Valley Railroad Company.

On motion, the House adjourned until three o'clock, this evening.

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3 o'Clock, P. M.

House met—quorum present.

A message was received from the Governor, with the request that when it was read it should be transmitted to the Senate.

On motion of Mr. Hubbard, the message was taken up and read:

Executive Department,
Austin, Texas, February 6, 1861.

Gentlemen of the Senate
and House of Representatives:

Enclosed I have the honor to transmit to your honorable body certain ordinances and resolutions adopted by the Conventions of Louisiana and Georgia, and commend the same to your consideration.

SAM. HOUSTON.

Ordered to be transmitted to the Senate.

Mr. Stewart, by permission, as chairman of the committee on Finance, reported a bill authorizing the issuance of treasury warrants, receivable for taxes and government dues. Read first time.

On motion of Mr. Stewart, the rule was suspended, and the bill read second time.

Mr. Davis, of Bastrop, proposed to amend by striking out "taxes" wherever it appears in the bill.

Mr. Duncan moved to lay the amendment on the table. Carried, by the following vote; Mr. Davis, of Bastrop, calling for the yeas and nays:

YEAS—Messrs. Speaker, Anderson, Billingsly, Caddell, Craig, Crooks, Clark, Davis of H., Dickson, Duncan, Edwards, Francis, Franklin, Hancock, Hall, Harrison of C., Harrison of V. Z, Lynch, Morris, Middleton, Munson, Navarro, Nelson, Parker, Perry, Pirkey, Redgate, Redwine, Robinson, Ross, Shelton, Short, Warfield, Waterhouse, Whitfield and Wortham—35.

NAYS—Messrs. Branch, Buckley, Camp, Culberson, Dale, Davis of B, Dennis, Epperson, Foscue, Houghton, Hubbard, Lewis of R., Lewter, Mabry, Maxey, McKnight, Mills, Shannon, Short, Smith, Speights, Taylor, Wælder, Whitmore, and Wrede —25.

The question recurring on the engrossment of the bill, Mr. Mabry called for the yeas and nays, and the House ordered the bill to be engrossed, by the following vote:

YEAS—Messrs. Armstrong, Baxter, Buckley, Camp, Crawford, Crooks, Cumby, Dennis, Duncan, Edwards, Francis, Hancock, Harrison of C., Harrison of V. Z., Lewis of M., Lewter, Manly, Morris, Middleton, Mills, Munson, Nelson, Parker, Perry, Pirkey, Redwine, Robinson, Ross, Shannon, Shelton, Smith, Speights, Stewart, Wælder, Warfield, Waterhouse, Whitfield and Wortham—38.

NAYS—Messrs. Speaker, Anderson, Billingsly, Branch, Bryan, Caddell, Craig, Culberson, Dale, Davis of B., Davis of H., Dickson, Epperson, Franklin, Foscue, Henry, Houghton, Hubbard, Lewis of R., Lynch, Owens, Redgate, Short, Taylor and Whitmore—25.

On motion of Mr. Dennis, the rule was suspended, bill read third time and passed by the following vote; Mr. Mabry calling for the yeas and nays:

YEAS: — Messrs. Speaker, Anderson, Armstrong, Baxter, Branch, Buckley, Camp, Crawford, Crooks, Cumby, Dennis, Duncan, Francis, Hancock, Hall, Harrison of C., Harrison of V. Z., Hubert, Lewis of R., Lynch, Manly, Morris, Middleton, Mills, Munson, Nelson, Owens, Parker, Perry, Pirkey, Redwine, Robinson, Ross, Shannon, Shelton, Smith, Speights, Stewart, Wælder, Warfield, Waterhouse, Whitfield, Wortham and Wrede—44.

NAYS—Messrs. Bryan, Caddell, Craig, Culberson, Dale, Davis of B., Davis of H., Dickson, Epperson, Franklin, Foscue,

Henry, Houghton, Hubbard, Lewter, Mabry, Maxey, Mundine, Redgate, Short and Whitmore—21.

Mr. Stewart, chairman of committee on Finance, reported a bill authorizing the issuance and sale of State bonds in case of Invasion, or for Frontier Protection, and recommended its passage. Bill read first time.

On motion of Mr. Dennis, the rule was suspended and bill read the second time.

On motion of Mr. Foscue, all after "frontier", in the first section, was struck out.

Mr. Dickson moved to strike out "ten per cent" wherever it occurs, and insert "six per cent."

A division of the question being called for, the words "ten per cent." were struck out.

The question recurring upon filling the blank with "six per cent.", the same was put and carried.

On motion of Mr. Dennis, the blank in the bill was filled with the words "the Governor of the State."

On motion of Mr. Stewart, "one fourth" was struck out, and "one fifth" inserted.

On motion of Mr. Hubbard, "annually" was struck out, and "semi-annually" inserted, and the bill ordered to be engrossed.

On motion of Mr. Buckley, the rule was suspended, bill read third time and passed.

Senate's bill to extend the time for the return of Preemption Field Notes, taken up, and read first time.

On motion of Mr. Culberson, the rule was suspended, bill read second time, and passed to third reading.

On motion of Mr. Shannon, rule further suspended, bill read third time and passed.

On motion of Mr. Lewis, of R., the report from committee on Judiciary, reporting a substitute for the stay bill, was taken up and read second time.

Mr. Epperson offered a substitute for all the bills after the caption.

On motion of Mr. Nelson, the further consideration of the bill was postponed, and made the special order for to-morrow at eleven o'clock.

Mr. Mabry moved to reconsider the vote postponing the bill. Carried.

Mr. Crooks moved to adjourn till half-past nine o'clock, A. M. to-morrow. Lost.

On motion, the House adjourned till seven o'clock, P. M.

7 o'Clock, P. M.

House met—roll called—quorum present.

The bill and proposed substitute pending when the House adjourned was taken up.

Mr. Franklin offered an amendment for the substitute, as follows:

Strike out all of the substitute offered after the enacting clause, and insert:

"That the contracts heretofore made, or hereafter entered into, shall be paid off and discharged in accordance with the terms of the contract agreed between the parties, and in all cases where the courts have been or may be appealed to, the judgments of the courts shall be carried into effect in conformity to the laws existing at the time of the contract."

On motion of Mr. Buckley, the amendment to the substitute was laid on the table by the following vote; Mr. Franklin calling for the yeas and nays:

Yeas—Messrs. Speaker, Armstrong, Baxter, Billingsly, Buckley, Caddell, Craig, Crawford, Crooks, Clark, Culberson, Cumby, Dale, Dickson, Duncan, Edwards, Epperson, Francis, Harrison of V. Z., Houghton, Hubbard, Hubert, Lewis of R., Lewter, Lynch, Mabry, Maxey, Morris, Munson, Navarro, Nelson, Norton, Parker, Perry, Redwine, Robinson, Speights, Stewart, Walworth, Warfield, Waterhouse, Whitfield and Wrede—43.

Nays—Messrs. Anderson, Branch, Bryan, Davis of H., Dennis, Franklin, Foscue, Hancock, Haynes, Henderson, Manly, Pirkey, Redgate, Ross, Shelton, Short, Smith, and Wortham —18.

And the substitute was adopted.

Mr. Henderson proposed to amend as follows:

"Provided, that the provisions of this bill shall only apply to judgments hereafter to be obtained.

Mr. Epperson moved to lay the amendment on the table. Carried by the following vote; Mr. Henderson calling fur the yeas and nays:

Yeas—Messrs. Speaker, Armstrong, Baxter, Billingsly, Bryan, Buckley, Caddell, Craig, Crawford, Crooks, Clark, Culberson, Cumby, Dale, Duncan, Edwards, Epperson, Francis, Hall, Henry, Houghton, Hubbard, Hubert, Lewis of R., Lewter, Lynch, Mabry, Maxey, Morris, Mills, Munson, Navarro, Nelson, Norton, Parker, Perry, Redwine, Robinson, Smith, Speights, Stewart, Wælder, Walworth, Waterhouse and Wrede—45.

Nays—Messrs. Anderson, Davis of H., Dennis, Dickson, Franklin, Hancock, Harrison of V. Z., Haynes, Henderson,

Manly, Pirkey, Redgate, Ross, Shelton, Short, Warfield and Wortham—17.

Mr. Henderson proposed to amend as follows:

"Provided, all judgments stayed under the provisions of this bill shall bear interest at the rate of twelve per cent. from the time such judgment shall be stayed."

Rejected by the following vote; Mr. Henderson calling for the yeas and nays:

YEAS—Messrs. Anderson, Hancock, Haynes, Henderson, Manly, Maxey, Mills, Navarro, Redgate, Robinson, Short, Stewart, Wælder and Wrede—14.

NAYS—Messrs. Speaker, Armstrong, Baxter, Billingsly, Branch, Bryan, Buckley, Caddell, Craig, Crawford, Crooks, Clark, Culberson, Cumby, Dale, Davis of H., Dennis, Duncan, Edwards, Epperson, Francis, Franklin, Foscue, Hall, Harrison of V. Z., Henry, Houghton, Hubbard, Hubert, Lewis of R., Lewter, Lynch, Mabry, Morris, Munson, Nelson, Norton, Parker, Perry, Pirkey, Redwine, Robinson, Shelton, Speights, Walworth, Warfield, Waterhouse, Whitfield and Wortham—50.

Message was received from the Senate, informing the House that the Senate had passed

House bill, granting and extending time for completion of the Washington County Railroad Company, and

Senate bill, supplemental for the relief of Myrum Judget, D. Kitchings, A. L. Spencer and E. G. Cantwell, approved February 8, 1860; and

Bill prescribing the order of determining cases in the Supreme Court; also,

A bill to incorporate the Uvalde Irrigation Company; and

Bill to amend section 136 of act pertaining to estates of deceased persons.

Mr. Mills moved to strike out the "first day of July, 1862," and insert "last day of December, 1861." Withdrawn

Mr. Stewart proposed to amend as follows:

In sixth line, section 3, strike out "levied." Adopted.

Mr. Davis, of Hays, moved to amend by striking out the repealing clause. Lost.

Mr. Wælder moved to strike out "repealed", and insert "suspended till this act by its own limitation expires." Carried.

Mr. Buckley moved to amend by adding, "that this act go into effect from and after its passage. Carried, and the bill ordered to be engrossed by the following vote:

YEAS—Messrs. Baxter, Bryan, Buckley, Caddell, Craig, Crawford, Clark, Culberson, Cumby, Dale, Dickson, Duncan,

Epperson, Francis, Hubbard, Hubert, Lewis of R., Lewter, Lynch, Morris, Munson, Navarro, Nelson, Parker, Perry, Redwine, Robinson, Smith, Speights, Stewart, Warfield and Waterhouse—32.

NAYS—Messrs. Speaker, Anderson, Armstrong, Billingsly, Branch, Davis of H., Dennis, Edwards, Franklin, Foscue, Hancock, Hall, Harrison of V. Z., Haynes, Henderson, Henry, Houghton, Mabry, Manly, Pirkey, Redgate, Ross, Shelton, Short, Wælder, Walworth, Whitfield, Wortham and Wrede—29.

Mr. Nelson, as chairman of committee of Conference on part of the House on the bill to require the Comptroller and Treasurer to receive treasury warrants in payment for certain land dues, reported, recommending that the caption be amended as follows:

"Bill authorizing treasury warrants to be received in payment of certain dues", and to amend by adding three sections.

On motion of Mr. Nelson, the rule was suspended and report adopted.

On motion of Mr. Dickson, the Senate's bill prescribing the order of determining cases in the Supreme Court, was taken up and read first time.

On motion of Mr. Dickson, rule suspended, bill read second time, and passed to third reading.

Mr. Hubbard moved to suspend rule, and place bill on final reading. Lost.

Report of committee on Finance, recommending amendments to Senate's bill making appropriation to pay for supplies furnished the troops now on the frontier, was taken up.

Mr. Ross moved to adjourn till half-past nine o'clock, A. M. to-morrow. Lost.

Mr. Hubert moved to adjourn till ten o'clock, A. M., to-morrow. Lost.

On motion of Mr. Henderson, the amendment proposed by the committee for the bill before the House was laid on the table, and the bill passed to a third reading.

Mr. Wælder moved to suspend the rule. Carried by the following vote; Mr. Cumby calling for the yeas and nays:

YEAS—Messrs. Speaker, Baxter, Billingsly, Bryan, Buckley, Craig, Clark, Culberson, Cumby, Davis of H., Dennis, Dickson, Duncan, Epperson, Hancock, Hall, Harrison of V. Z., Haynes, Henderson, Henry, Houghton, Hubbard, Lewis of R., Lewter, Lynch, Mabry, Manly, Maxey, Morris, Middleton, Mills, Munson, Nelson, Norton, Owens, Parker, Perry, Redgate, Robinson,

Ross, Shelton, Short, Smith, Speights, Stewart, Wælder, Walworth, Warfield, Whitfield, Wortham and Wrede—52.

Nays—Messrs. Caddell, Dale, Francis, Franklin, Foscue, Navarro, Redwine and Waterhouse—8.

Bill read third time, and passed.

On motion, the House adjourned till half-past nine o'clock, A. M. to-morrow.

House of Representatives,
Thursday, Feb., 7th, 1861.

House met pursuant to adjournment—roll called—qourum present—journal of yesterday read and adopted.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed, a bill to authorize the county courts of Upshur, Nacogdoches, Navarro, Jackson, Calhoun, El Paso, Jasper, Newton, Atascosa, Austin, Fort Bend, Madison, Hays, Blanco, San Augustine, Sabine, Grimes, Limestone, Orange, Harden, Jefferson and Leon counties, to regulate the pay of sheriffs therein in certain cases.

Mr. Stewart, chairman of committee on Finance, reported, recommending the passage of the Senate's bill to provide payment of the expenses incurred by special bearer of dispatches sent by the Governor to Washington city, with the following amendmends by the committee:

Amendments: In the second line of first section, strike out, the word "mileage," and insert "$600."

Also, strike out the fourth line in said section, and insert, "which sum shall be in full payment of all mileage, expenses and services of said bearer of dispatches."

Also, strike out the fifth and sixth lines in said section.

On motion of Mr. Stewart, the rule was suspended, report taken up and amendments adopted, and bill passed to third reading.

On motion of Mr. Stewart, rule further suspended, bill read third time and passed.

Mr. Davis, one of the committee on Enrolled Bills, reported as follows:

To the Hon. M. D. K. Taylor,
Speaker of the House of Representatives:

The joint committee on Enrolled Bills, have examined a bill, entitled "an act to amend the tenth section of an act supplementary of an act supplmentary and amendatory of an act to regulate railroad companies in the State."

Also, an act granting and extending the time for the completion of the Washington county railroad.

Also, an act for the relief of the Trinity Valley railroad, and find the same correctly enrolled, properly signed and have this day presented the same to the Governor for his signature and approval. [Signed]

B. H. DAVIS,
One of the Committee.

Mr. Crooks, chirman of committee on Engrossed Bills, reported correctly engrossed :

The bill to encourage the establishment of manufactories in the State of Texas.

The bill for the relief of Railroad companies in Texas, pending when the House adjourned, was taken up.

Mr. Duncan moved the previous question, which was seconded, but the House refused to have the main question put.

Mr. Clark, one of the committee on Engrossed Bills, reported correctly engrossed, the bill providing for stay and execution of existing judgments on debts due by contract or for damages arising from breach of contract.

Mr. Mills' amendment to bill before the House was adopted.

Mr. Henderson proposed to amend as follows :

"*Provided*, That the provisions of this bill, shall not apply to any railroad company, that has had a special bill passed at this session of the Legislature."

Mr. Dennis moved to lay the bill and amendment on the table. Carried.

Mr. Shannon introduced a bill for the relief of Cyntha Parker and Te-ish-put Parker. Read first time.

The Speaker ruled the bill out of order as it was of an individual character.

On motion of Mr. Armstrong, the bill providing for the return of field notes of surveys that have become forfeited, was taken up and read second time.

Mr. Franklin offered the following amendment :

"*Provided*, That this act shall not effect any right or interest acquired in any land, including the surveys referred to in this act, acquired prior to the passage of this act." Adopted.

On motion of Mr. Franklin the bill and amendment was recommitted to the committee on Public Lands.

Mr. Davis of B., moved to take up stay bill. Lost.

Mr. Clark moved to suspend rule, and take up bill to authorize county courts of Upshur and other counties, to pay sheriff's in certain cases. Lost.

Report from committee on Printing, recommending the passage of the bill making appropriation to pay John Marshall for certain services, was taken up, read second time and ordered to be engrossed.

On motion of Mr. Dale the rule was suspended, bill read third time and passed by the following vote:

YEAS.—Messrs. Speaker, Anderson, Armstrong, Baxter, Billingsly, Branch, Camp, Crooks, Cumby, Dale, Darnell, Dennis, Duncan, Franklin, Foscue, Hancock, Hall, Harrison of V. Z., Hubbard, Lynch, Manley, Morris, Mills, Munson, Nelson, Parker, Perry, Redgate, Redwine, Ross, Shannon, Shelton, Smith, Speights, Stewart, Wælder, Walworth, Warfield, Whitfield and Wrede—40.

NAYS—Messrs. Bogart, Caddell, Crawf rd, Clark, Culberson, Davis of B., Francis, Haynes, Henderson, Henry, Houghton, Lewis of R., Lewter, Mabry, Middleton, Norton, Owens, Robinson, Waterhouse and Whimore—20.

Mr. Darnell, chairman of committee on Federal Relations, reported recommending that the bill to appropriate $50,000 for certain purposes.

The petition of sundry citizens of Montgomery county.

The joint resolution concerning the legality of the Convention, and a resolution concerning the Southern States be laid on the table.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed:

The bill making appropriation to pay minute men for services on the frontier.

Senate's bill to amend 136 section of act pertaining to estates of deceased persons, was taken up and read first time

House bill amendatory and supplemental of act to incorporate Memphis, El Paso and Pacific Railroad Company, approved, Feb., 4, 1856, and the act supplemental thereto, approved Feb., 4, 1856, and the act amendatory thereof, approved August 25, 1856, and act amendatory thereto, approved Feb., 10, 1858, taken up, read third time, and passed by two-third vote.

Mr. Mabry, chairman of committee on Enrolled Bills, reported as follows:

COMMITTEE ROOM, AUSTIN,
February 7th, 1861.

HON. M. D. K. TAYLOR,

Speaker of the House of Representatives:

The joint committee on Enrolled Bill, have examined the following bills:

An act to amend the eighth section of an act entitled, an act to incorporate the Eastern Texas Railroad Company.

An act to change the name of the county seat of Hidalgo county.

An act prescribing the order of determining cases in the Supreme Court and

An act to amend an act entitled an act to organize and to define the powers and jurisdiction of the same, and find the same correctly enrolled, properly signed and have this day presented the same to the Governor for his approval and signature.

H. P. MABRY,

Chairman of House Committee.

Mr. Lewis of R., offered the following resolution :

Resolved, That the House of Representatives, with the consent of the Senate, adjourn on Saturday, the 9th, at 10 o'clock, to meet on the 18th of March.

Mr. Morris moved to strike out "18th of March," and insert, the first of April.

Mr. Crawford moved to lay the amendment on the table.

Message was received from the Senate informing the House, that the Senate had adopted a substitute for the House resolution on adjournment.

On motion of Mr. Dennis, the rule was suspended, the resolution was taken up and adopted by the following vote :

YEAS—Messrs. Speaker, Armstrong, Billingsly, Bogart, Branch, Caddell, Camp, Craig, Crooks, Clark, Culberson, Cumby, Dale, Darnell, Davis of B., Duncan, Franklin, Foscue, Hancock, Hall, Haynes, Henderson, Henry, Houghton, Hubbard, Lewis of M., Lewis of R., Lewter, Lynch, Mabry, Maxey, Morris, Navarro, Nelson, Norton, Owens, Perry, Redgate, Robinson, Smith, Waelder, Walworth, Warfield, Waterhouse, and Whitmore—45.

NAYS—Messrs. Bryan, Crawford, Dennis, Dickson, Francis, Harrison of C., Harrison of V. Z. Middleton, Munson, Parker, Redwine, Ross, Speights, Shelton and Whitfield—15.

Mr. Hubbard reported as follows :

The joint committee on United States Bonds, have had the subject of their sale under consideration and a majority of said committee instruct me to report, that in the opinion of said committee, the sale of said bonds at their depreciated value in the market, would be an unnecessary sacrifice of the school fund, which is invested in said bonds now remaining in the Treasury, amounting to about $800,000, have been set apart for the benefit and encouragement of railroads east of the Trinity River.

The committee have been advised that contracts have been made by several railroad companies in eastern Texas, based upon these United States bonds. The committee are also advised, that several of these railroad companies, are now willing to take these bonds at par and give good security therefor.

They also represent to the committee, that in the course of a few weeks or months, these companies will make application for probably about 5 or $600,000 worth of United States bonds. The committee suggest, that although this paper may, (and doubtless will) depreciate to a low figure in the market, yet, they are of opinion, that the time will come, when they will be redeemed. All the former United States bonds are bound for their ultimate redemption, as a part of their general liabilities, and the committee suggest that from these considerations, notwithstanding the unsettled state of her national and political affairs, the emergency does not demand a sale of these bonds,

The committee are of the opinion, that if they were sold, and the proceeds placed in the Treasury, that the object contemplated by the school fund, would soon be defeated, and that their proceeds would be diverted from the channel indicated by the wisdom of preceeding legislation.

They, therefore, recommend that the bill referred to them be laid on the table, and the committee discharged.

R. B. HUBBARD,
Chairman on part of House.
E. E. LOTT,
On part of Senate.

Mr. Stewart, chairman of committee on Finance, reported, recommending passage of the bill to appropriate money to pay minute men for services on the frontier with amendments :

Amend, third line first section, strike out "two," and insert, "one."

Mr. Mills introduced a bill to appropriate $50,000 for purposes therein named. Read first and second time and referred to committee on Federal Relations.

On motion of Mr. Darnell, the bill to appropriate money to pay minute men for services on the frontier, with amendments by the committee, taken up and amendments adopted. Bill read second time and ordered to be engrossed.

On motion of Mr. Shannon, the rule was further suspended, bill read third time and passed.

On motion of Mr. Dickson, rule suspended, and Senate's bill to prescribe the order of determining cases in the Supreme Court, taken up.

Mr. Dennis proposed to amend as follows :

In the last, first section, strike out, "two of the judges only," and insert, " the court."

[Mr. Shelton in the Chair.]

Mr. Franklin offered the following as a substitute for the amendment :

" That nothing in this act shall prevent the courts from setting apart particular days for deciding cases, when delay has been, or may be suggested, and they are hereby required to set apart such days during the term, as may be necessary to decide such cases."

Mr. Lynch moved to lay the amendment and substitute on the table.

Mr. Dennis called for a division on the question.

The question then being on laying the substitutite on the table the same was put and carried by the following vote :

Mr. Franklin calling for the yeas and nays.

YEAS—Messrs. Speaker, Anderson, Baxter Billingsly, Buckley, Caddell, Craig, Crawford, Clark, Culberson, Cumby, Dale, Dennis, Dickson, Duncan, Francis, Foscue, Hall, Harrison of C., Lewis of M., Lewis of R, Lewter, Lynch, Mabry, Manly, Morris, Middleton, Mills, Norton, Parker, Perry, Redwine, Robinson, Shannon, Smith, Stewart, Walworth, Waterhouse, Whitfield, and Wortham—40.

NAYS—Messrs. Branch, Bryan, Crooks, Davis of H., Epperson, Franklin, Hartley, Haynes, Henry, Houghton, Mundine, Munson, Nelson, Owens, Pirkey, Redgate, Shelton, Speights, Wælder, and Whitmore—20.

The question recurring on laying the amendment on the table.

Mr. Henderson called for the yeas and nays and the amendment was tabled by the following vote :

YEAS—Messrs. Armstrong, Billingsly, Craig, Culberson, Cumby, Dale, Davis of H., Dickson, Duncan, Francis, Hancock, Hall, Harrison of C., Henderson, Lewis of M., Lewis of R., Lewter, Lynch, Maxey, Morris, Middleton, Perry, Redgate, Redwine, Robinson, Ross, Shannon, Stewart, Walworth, Waterhouse and Whitfield—31.

NAYS—Messrs. Speaker, Baxter, Bogart, Branch, Bryan, Buckley, Caddell, Crooks, Clark, Dennis, Epperson, Franklin, Foscue, Hartley, Haynes, Henry, Houghton, Manly, Mundine, Munson, Nelson, Owens, Parker, Pirkey, Shelton, Smith, Speights, Wælder, Whitmore and Wortham—30.

Mr. Franklin moved to strike out all after " cases," in first line, section second.

On motion of Mr. Lynch, the main question was ordered and the bill passed.

Mr. Lewis of M., offered the following resolution :

Resolved, That there be printed for the use of this House, 1,000 copies of the proceedings of the Convention, which met in this place on the 28th ult., and adjourned on the 4th instant. Adopted.

Message was received from the Senate, informing the House that the Senate had concurred in the report of committee of conference on bill to require Comptroller and Treasurer to receive treasury warrants in payment of certain land dues.

Also, had passed bill to extend time for the survey of railroad certificates heretofore issued.

Also, had amended and passed bill amending act to organize Justices' courts and to define powers and jurisdiction of the same, approved March 20, 1848.

On motion of Mr. Bogart, Senate's bill supplemental to bill for relief of Myram Mudget and others, was taken up, and read first time.

On motion of Mr. Nelson, rule suspended, bill read second time and passed to third reading.

On motion of Mr. Bogart, rule further suspended, bill read third time and passed.

Mr. Davis of B., one of the committee on Enrolled Bills, reported as follows :

To the Hon. M. D. K. Taylor,

Speaker of the House of Representatives :

The joint committee on Enrolled Bills have examined an act to extend the time for the return of pre-emption field notes.

And, an act for the relief of the Southern Pacific Railroad Company, and find the same correctly enrolled, properly signed, and have this day presented the same to the Governor for his signature and approval.

B. H. DAVIS,

One of the Committee.

House bill to encourage the establishment of manufactories in the State of Texas, was taken up and read second time.

Mr. Dougherty moved to insert :

"Or for maunfactory of gun powder." Adopted and bill ordered to be engrossed.

On motion of Mr. Culberson, rule suspended, bill read third time and passed.

On motion of Mr. Henderson, Senate's bill to extend time for survey of railroad certificates, heretofore issued, was taken up, and read first time.

On motion of Mr. Henderson, rule suspended, bill read second time and passed to third reading.

On motion of Mr. Henderson, rule further suspended, bill read third time and passed.

On motion of Mr. Cumby the House bill to amend act to organize Justices' courts, and to define the powers and jurisdiction of the same, approved March 20, 1848, with amendments by the Senate, was taken up, and amendments concurred in.

Mr. Mills introduced a bill to make appropriation to pay mileage and per diem of members of the Convention. Read first time and referred to Judiciary committee.

Mr. Nelson introduced a joint resolution, concerning the Texas and New Orleans Railroad Company. Read first and second times.

On motion of Mr. Nelson, rule suspended, joint resolution read second time and ordered to be engrossed.

On motion of Mr. Nelson, rule further suspended, resolution read third time and passed.

Senate's joint resolution to suspend the Geological survey, was taken up, and read first time.

Report from committee on Internal Improvements, recommending passage of Senate's bill for relief of railroad companies in Texas, with amendments by the committee, (Messrs. Ross and Foscue dissenting) was taken up, and amendments adopted.

Mr. Mills proposed to amend the bill as follows:

"And further provided, that the provisions of this act shall not apply to the Texas Central Railroad Company."

On motion, the House adjourned till 3 o'clock, P. M.

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3 O'Clock, P. M.

House met—roll called—no quorum present.

Mr. Mills moved to adjourn until 7 o'clock, P. M. Lost.

Quorum appearing.

Senate's bill to reorganize the 8th and 20th Judicial District, and to define the time of holding courts therein, taken up, and read third time.

Mr. Shelton moved to postpone till 25th March, next. Lost and bill passed by the following vote:

Yeas—Messrs. Speaker, Anderson, Baxter, Benevides, Billingsly, Branch, Bryan, Camp, Craig, Clark, Culberson, Cumby Dale, Darnell, Dennis, Edwards, Francis, Hancock, Hall, Harrison of C., Henderson, Henry, Houghton, Lewter, Lynch, Ma-

bry, Manly, Maxey, Morris, Mnndine, Nelson, Norton, Owens, Parker, Pirkey, Robinson, Shannon, Short, Speights, Stewart, Waterhouse, Whitfield, Whitmore and Wrede—44.

Nays—Messrs. Armstrong, Caddell, Crawford, Crooks, Dickson, Duncan, Franklin, Foscue, Harrison of V. Z., Middleton, Perry, Redgate, Redwine, Ross, Shelton, Warfield and Wortham—17.

On motion the House adjourned till 7 o'clock, P. M.

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7 O'Clock, P. M.

House met—roll called—quorum present.

Mr. Lewis of R., moved to reconsider the vote on the bill for the issuance of Treasury warrants in certain cases.

A message was received from the Senate, informing the House that the Senate had passed the House's bill to amend the third section of an act entitled an act to regulate the descent and distribution of intestate estates, approved March 14, 1848.

Also, the House's joint resolution, concerning the Texas and New Orleans Railroad, and

Also, the Senate's bill appropriating the sum of $25,000 for the payment of S. G. Haynie, James G. Swisher and James Doyle for services rendered, as commissioners and superintendent of the building of the capitol.

Mr. Foscue moved to postpone the reconsideration of the vote until 10 o'clock, to-morrow morning. Carried.

Mr. Henry offered the following resolution :

Resolved, Whereas, the signs of the times, seem to portend the fact, that Texas may sever her connection with the United States ; Therefore be it resolved by this House, that in case of that event, and in parting with the United States, we consider the provisions of the constitution of the United States, ample and sufficient to protect the life, liberty and happiness of every American citizen.

[Mr. Morris in the Chair.]

On motion the House adjourned, till half past 9 o'clock, A. M., to-morrow.

House of Representatives,
Friday, Feb., 8th, 1861.

The House met pursuant to adjournment—roll called—quorum present—journal of yesterday read and adopted.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed the bill making an appropriation to pay John Marshall for certain services.

Mr. Davis of B., reported as follows :

The joint committee on Enrolled Bills, have examined an act supplemental to an act for the relief of Myram Mudget, Daniel Kitchens, A. L. Spencer and E. G. Cantrell, approved Feb., 8th, 1860.

An act to reorganize the seventeeth judicial district, and define the time of holding courts therein, and

An act making an appropriation to pay for the supplies furnished the troops now on the frontier, and find the same correctly enrolled, properly signed, and have this day presented the same to the Governor for his signature and approval.

A message was received from the Senate, informing the House that the Senate had amended and passed the House's bill making an appropriation to pay minute men for services on the frontier.

Also, the Senate's bill for the relief of Angel Navarro.

Mr. Morris moved to suspend rule, and take up the Stay bill. Withdrawn.

Mr. Wælder introduced a bill supplemental to the act providing for submitting the Ordinance of secession to the people for ratification, passed at the present session of the Legislature. Read first time.

On motion of Mr. Wælder, the rule was suspended, bill read second time.

Mr. Haynes proposed to amend as follows :

"Sec.—That the Governor shall at the same time order an election to be held for delegates to a legal Convention of the people of the State. Said Convention to be composed of one delegate from each Representative District in the State, the said delegates to be elected in accordance and under the penalties of existing laws."

Ruled out of order, as not being applicable to the bill.

Mr. Haynes appealed from the decision, and the House sustained the Chair, and ordered the bill to be engrossed.

On motion of Mr. Wælder, the rule was suspended, bill read third time.

Mr. Haynes proposed to amend as follows :

"Sec.—That should a majority of votes cast on the 23rd February and returned by the 15th March, appear against the Ordinance of secession, then the said ordinance shall be null and void, as well as any action of the Convention, based upon the

result of the vote that may be returned on the second day of March."

On motion of Mr. Lewis of M., the main question was ordered and the bill passed.

Mr. Mabry, chairman of committee on Enrolled Bills, reported as follows:

The joint committee on Enrolled bill have examined the following bills, to-wit:

An act to provide payment of expenses incurred by special bearer of dispatches, sent by the Governor to Washington city.

Also, an act to extend the time for the survey of railroad certificates teretofore issued.

Also, an act to amend the third section of an act entitled an act to regulate the descent and distribution of intestate estates.

And a joint resolution concerning the Texas and New Orleans railroads, and find the same correctly enrolled, properly signed and have this day presented the same to the Governor for his approval and signature.

Mr. Morris moved to suspend rule and take up the Stay bill. Lost by the following vote:

Mr. Henderson calling for the yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Baxter, Benevides, Billingsly, Bogart, Caddell, Camp, Craig, Cumby, Dale, Davis of B., Duncan, Edwards, Epperson, Francis, Harrison of C., Harrison of V. Z.. Henry, Hubbard, Lewis of M., Morris, McKnight, Middleton, Navarro, Nelson, Norton, Parker, Pirkey, Redwine. Ross, Shannon, Speights, Taylor, Wælder, Waterhouse, Whitfield, Whitmore and Wrede—40.

NAYS—Messrs. Crooks, Darnell, Dennis, Franklin, Foscue, Hancock, Hall, Hartley, Henderson, Houghton, Lynch, Mabry, Manly, Mundine, Owens, Perry, Redgate, Shelton, Short, Smith, Stewart and Warfield—21.

Mr. Taylor introduced a bill providing for a loan of U. S. Bonds belonging to the School Fund, to railroads in eastern Texas. Read first and second times.

Mr. Taylor moved to suspend rule, and take up bill.

On motion of Mr. Henderson, referred to committee on Internal Improvements.

On motion of Mr. Hall, the House bill for pay of minute men on Frontier, with amendment by the Senate, was taken up and amendment concurred in.

On motion of Mr. Wælder, the Senate's bill for the relief of Angel Navarro, was taken up and read first time.

On motion of Mr. Wælder, rule suspended, bill read second time and passed to third reading.

On motion of Mr. Wælder, rule further suspended, bill read third time and passed.

The bill to amend an act for the appointment of Pilots passed April 6, 1846, was taken up, with the report from the Judiciary committee, recommending its passage, read second time and engrossed.

On motion of Mr. Duncan, the rule was suspended, bill read third time.

Mr. Duncan proposed to amend as follows:

Strike out on third page: "all vessels are subject to pilotage under this law," and insert, "all vessels that draw five feet of water and over." Adopted and bill passed.

Mr. Billingsly chairman of committee on Claims and Accounts reported as follows:

The committee on Claims and Accounts to whom was referred a resolution, instructing them to enquire into the accounts of S. M. Swenson, for supplies furnished Col. M. T. Johnson's late regiment, with power to send for persons and papers, have had the same under consideration, and report that they have examined into the subject matter referred to them, and find by certificate of the acting Comptroller, that S. M. Swenson, delivered 57,000 rations to the proper officers of Col. M. T. Johnson's regiment, and that the accounts for the same are correct. We, therefore, respectfully ask to be discharged from further consideration of the subject. Adopted.

Senate's bill incorporating the Uvalde Irrigation Company, was taken up. Speaker ruled it out of order as being of a private nature.

On motion of Mr. Wælder, the rule refusing to act upon any private bills was suspended, and the bill read first time.

Mr. Wælder moved to suspend rule to place the bill on second reading. Carried and bill passed to a third reading.

Mr. Wælder moved further suspension of rule. Carried, and bill read third time and passed by two-third vote.

Mr. Hartley introduced a bill to provide for the sale of the U. S. Bonds belonging to the State. Ruled out of order.

Mr. Dale offered the following resolution:

Resolved, That the Chief Clerk of the House of Representatives, be allowed fifteen days after the adjournment of the present session, to index the journal and correct the proof of the same as it is printed, and the journals be retained until the assemblage of the extra session of the 18th of March, next, and to arrange the unfinished business of the present session and that he be required to transmit by mail, all documents, to which all the

members are entitled, of such matter as has been ordered to be printed for the use of the House, to be paid out of the appropriation for per diem pay of members and officers of the extra session of the eighth Legislature. Adopted.

Mr. Henry asked, and obtained leave to record his vote against Mr. Buckley's substitute for a bill reported by the committee on Federal Relations, touching our relations with the General government.

On motion of Mr. Hancock, the bill appropriating $2,500 for payment of S. G. Haynie, J. G. Swisher and James Doyle, for services rendered in the erection of the Capitol, taken up, read first time.

Mr. Harrison of V. Z., moved to adjourn until three o'clock, P. M. Lost.

Mr. Hancock, moved to suspend rule that the bill be placed on second reading. Carried. Bill read second time and passed to third reading.

Mr. Dougherty, moved to further suspend rule. Carried. Bill read third time and passed.

On motion of Mr. Stewart, 3,000 copies of the correspondence between the Governor and the committee of the Convention were ordered to be printed.

On motion of Mr. Foscue, Mr. Shannon was added to the committee on Erolled Bills.

On motion of Mr. Baxter, House adjourned till 4 o'clock.

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4 o'Clock, P. M.

House met—roll called—no quorum.

Mr. Francis moved to adjourn until 7 o'clock, A. M. to- morrow. Lost.

On motion of Mr. Hubbard, a call of the House was ordered.

Absentees. Messrs. Anderson, Barclay, Benevides, Branch, Buckley, Caddell, Camp, Crawford, Clark, Culberson, Cumby, Daniels, Davis of B., Davis of H., Dickson, Dougherty, Ellett, Flewellen, Harrison of V. Z. Henry, Hubert, Kinney, Lewis of R., Lynch, Mabry, Manly, Martin, Maverick, Maxey, McCutcheon, Mills, Mundine, Munson, Pirkey, Robinson, Ross, Taylor, Walworth and Wortham.

Mr. Baxter moved to adjourn until 7 o'clock, P. M. Lost.

Mr. Baxter moved to suspend call. Lost.

On motion, the House adjourned, till 7 o'clock, P. M.

7 o'Clock, P. M.

House met—roll called—no quorum present.

On motion of Mr. McKnight, a call of the House was ordered.

Mr. McKnight moved to adjourn till half past 6 o'clock, tomorrow. Lost.

Quorum appearing. A message was received from the Senate informing the House, that the Senate had passed a substitute for House bill authorizing issuance of Treasury warrants receiveable for taxes and all government dues.

Also, had amended and passed House bill amendatory and supplemental of act to incorporate the Memphis, El Paso and Pacific Railroad Company, approved Feb., 4, 1856, and the act supplemental thereto, approved Feb., 4, 1856, and the act amendatory thereto, approved Aug., 25, 1856, and act amendatory thereto approved Feb., 10, 1856.

Also, had passed bill for relief of John A. Cummings.

Mr. Dougherty offered the following resolution :

Resolved, That Joseph Mangum be directed by the Speaker, to take charge and care of the Hall of Representatives during the recess, and that he be allowed one dollar per day for such service out of the contingent fund of this House. Adopted.

On motion of Mr. Dennis, the rule was suspended, and the Senate's substitute for the House bill authorizing issuance of Treasury warrants, receivable for taxes and all government dues, was taken up.

On motion of Mr. Nelson, rule suspended, bill read second time and passed to third reading.

Mr. Nelson moved to further suspend rule. Carried. Bill read third time and passed.

On motion of Mr. Morris, the House bill amendatory of the several acts incorporating the Memphis and El Paso Railroad Company, with amendments by the Senate, was taken up.

The joint committee on Enrolled Bills, reported as follows :

The joint committee on Enrolled Bils, have examined an act to provide for the submitting the Ordinance of secession to the vote of the people.

An act to incorporate the Uvalde Irrigation Company, and

An act appropriating the sum of two thousand five hundred dollars for the payment of S. G. Haynie, Jas. G. Swisher and Jas. Doyle, and find the same correctly enrolled, properly signed and the same have this day been presented to the Governor for his signature and approval.

[Mr. Henderson in the Chair.]

The question recurring on the adoption of the amendment, House adopted the amendment by the following vote :

Mr. Hall calling for the yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Baxter, Benevides, Caddell, Craig, Crooks, Clark, Cumby, Dale, Duncan, Edwards, Epperson, Foscue, Harrison of C., Henderson, Houghton, Hubbard, Lewter, Manly, Morris, Navarro, Norton, Parker, Redgate, Redwine, Ross, Shelton, Wælder, Warfield, Waterhouse and Wrede—33.

NAYS—Messrs. Billingsly, Bogart, Bryan, Camp, Darnell, Dennis, Dougherty, Francis, Franklin, Hall, Hartley, Haynes, Henry, Lewis of M., McKnight, Middleton, Mundine, Nelson, Owens, Perry, Shannon, Short, Smith, Speights, Taylor, Walworth, Whitfield and Whitmore—27.

Mr. Dennis made the following point of order :

That the House had refused to concur in the Senate amendment, as two-thirds had not voted to concur, and that it required a two-third vote to pass a bill.

The Chair decided against the point.

Mr. Franklin appealed from the decision of the Chair. The House sustained the Chair, and declared the bill passed.

Mr. Lewter moved a reconsideration of the vote, agreeing to the Senate amendment.

On motion of Mr. Manly, the motion to reconsider was laid on the table.

Mr. Shannon, one of the committee on Enrolled Bills, reported correctly enrolled, properly signed and presented for approval by the Governor, a bill supplemental to an act for the appointment of pilots, passed April 7th, 1846. Report accepted.

On motion the House adjourned until 7 o'clock, A. M., tomorrow.

HOUSE OF REPRESENTATIVES,
Saturday, February 9, 1861.

The House met pursuant to adjournment—roll called—no quorum Journal of yesterday read.

Mr. Hubbard, one of the committee on Enrolled Bills, reported correctly enrolled and properly signed :

Bill for the relief of the Memphis and El Paso Railroad Company and all other Railroad Companies.

Also, the bill to provide for funding the public debt, contracted for the protection of the frontier.

The hour having arrived, the Speaker pronounced the House adjourned till 3 o'clock, P. M., on 18th March, 1861.

M. D. K. TAYLOR,
Speaker of the House of Representatives.

Approved Feb., 9, 1861.

[ATTEST.]

W. L. CHALMERS, *Chief Clerk of H. of R.*

JOURNAL

OF

ADJOURNED SESSION.

HOUSE OF REPRESENTATIVES,
Monday, March, 18th, 1861.

House met pursuant to adjournment—roll called.

Mr. Foscue presented the credentials of B. F. Ross, member elect from Tyler county.

Mr. Flewellen presented the credentials of M. M. Upshaw, member elect from Washington county.

Mr. Nelson presented the credentials of T. R. Cocke, member elect from Victoria and Goliad.

Mr. Shannon presented the credentials of Thomas Lewelen, member elect from Denton county.

Quorum being present, the following message from the Convention was taken from Speaker's stand and read :

CAPITOL, AUSTIN MARCH 18TH, 1861.

HON. M. D. K. TAYLOR,

Sir :—I am required to communicate to you the enclosed Ordinances to be laid before the House of Representatives.

I have the honor to remain,
Your most ob'd't. ser'v't.,
O. M. ROBERTS.

Mr. Flewellen offered the following resolution :

Whereas, On the 2nd of March last, the people of Texas, by vote at the ballot-box, approved by a large majority, the Ordinance of Secession, and

Whereas, The people's Convention have by Ordinance, required all officers of the State Government and members of the Legislature to swear or affirm allegiance to the Constitution and

laws of the State of Texas, and also to the Constitution and laws of the Confederate States of America.

Resolved, That the Speaker of the House, after receiving the oath, proceed to administer the same to the several members of the House of Representatives.

Mr. Epperson moved to refer it to Judiciary committee.

The Chair announced, that to prevent any controversy, he would take the oath and then administer it to any member who would take it.

The oath was then administered to the Speaker, by the Hon. Wm. S. Todd.

Mr. Wælder presented the credentials of W. E. Goodrich, member elect from Guadalupe county.

Mr. Billingsly presented the credentials of Wm. M. Bryce, member elect from Bastrop county.

The following members came forward and took the oath prescribed by the Convention :

Messrs. Armstrong, Baxter, Benevides, Billingsly, Branch, Bryce, Bryan, Caddell, Craig, Crooks, Clark, Cocke, Cumby, Dale, Darnell, Davis of H., Dickson, Duncan, Epperson, Flewellen, Francis, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Henderson, Houghton, Hubbard, Lewellen, Lewis of M., Lewis of R., Lewter, Maverick, Maxan, Maxey, Morris, McKnight, Middleton, Mills, Navarro, Nelson, Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Short, Speights, Stewart, Taylor, Upshaw, Wælder, Walworth, Warfield, Waterhouse, Whitfield and Whitmore.

Mr. Davis of H., taking the oath to support the Provisional Constitution of the Confederate States under protest, until it was submitted to the people of Texas for ratification, stating that his protest would be entered on journals.

The following members were absent :

Messrs. Bogart, Buckley, Camp, Crawford, Calhoun, Daniels, Dennis, Edwards, Franklin, Hartley, Hancock, Haynes, Henry, Kinney, Lynch, Mabry, Manly, Martin, McCutcheon, Mundine, Norton, Owens, Smith, Wortham and Wrede.

The oath was then administered to the officers of the House.

The House having been organized, at the suggestion of Mr. Duncan, the Rev. Mr. Perry, on invitation of the Speaker, offered prayer.

Mr. Nelson offered the following resolution :

Resolved, That the Speaker of this House appoint a committee of three to confer with a similar committee appointed by the President of the Convention, as to the hours of meeting of the respective bodies. Adopted.

Mr. Foscue moved that a committee of three be appointed to inform the Senate that the House was organized. Carried.

Mr. Nelson moved that a committee of three be appointed to act with a like committee on part of the Senate to wait on the Governor and inform him of the organization of the Legislature.

Speaker appointed Messrs. Nelson, Maverick and Morris, committee to act with committee from Convention relative to hours of meeting.

Also appointed Messrs. Foscue, Shelton and Robinson, a committee to wait on the Senate.

Also appointed Messrs. Herbert, Hall and Short, a committee to wait on the Governor.

Mr. Davis of H., presented the petition of sundry citizens of Blanco county. Referred to committee on Finance.

Mr. Flewellen presented the petition of C. G. Stearns. Referred to committee on County and County Boundaries.

Mr. Ross of R., presented the petition of sundry citizens of Rusk county. Referred to committee on County and County Boundaries.

On motion the House adjourned till 10 o'Clock, A. M., tomorrow.

HOUSE OF REPRESENTATIVES,
Tuesday, March 19, 1861

House met pursuant to adjournment. Roll called—no quorum.

Messrs. Mundine, Edwards, Owens and Henry, came forward and took the oath and their seats.

Quorum being present, the journal of yesterday was read and adopted.

Mr. Hubbard presented the credentials of A. M. Hobby, member elect from Nueces and San Patricio counties, who came forward, took the oath and his seat.

Mr. Ross, of R., presented the petition of sundry citizens of Kaufman and other counties. Referred to committee on County and County Boundaries.

Mr. Stewart presented the petition of W. H. Anderson. Ruled out of order under the rule of the House to entertain no private business.

Mr. Nelson reported as follows:

The committee appointed to confer with like committee on

part of the Convention, in reference to the hours of meeting of the two bodies, beg leave to report that it has been agreed that the Convention shall occupy the Hall after 2 o'clock, P. M.

Mr. Hubbard introduced a bill to amend 9th section of act to regulate proceedings in the County Courts, pertaining to estates of deceased persons, approved March 20, 1848. Read first and second times and referred to Judiciary committee.

Mr. Dale introduced a bill to prevent certain aliens from suing in the State of Texas. Read first and second times and referred to Judiciary committee.

Mr. Stewart offered the follwing resolution:

Resolved, That Committe Room No. 17, be reserved for the use of the Secretary of the Convention, of the delegates of the people of Texas in Convention assembled, now in session in the city of Austin, during the sittings of that body. Adopted.

On motion of Mr. Waelder, Mr. Goodrich was added to the Judiciary Committee.

Mr. Stewart introduced a bill granting a pension to Wm. H. Anderson. Read first time.

On motion of Mr. Henderson, rule suspended, bill read second time and ordered to be engrossed.

On motion of Mr. Stewart, rule further suspended, bill read third time and passed.

Mr. Taylor introdued a bill to prevent the forced sales of property for the payment of debts which have issued or may hereafter issue by the probate Courts of this State. Read first and second times and referred to Judiciary committee.

Mr. Shannon introduced a bill donating land to Cynthia Ann Parker, and to her daughter To-Kusan Parker.

Committee from the Senate was announced informing the House that the Senate was organized and ready to proceed to business.

On motion of Mr. Shannon, the rule refusing to transact private business, was suspended and bill before the House read first time.

On motion of Mr. Shannon, rule suspended, bill read second time and referred to committee on Private Land Claims.

Mr. Mills offered the following resolution:

Resolved, That the committee on Frontier Protection procure from the Comptroller of the State, an account of the expences of the campaign under Col. Johnson. What was the amount at which the Quarter-Master's stores were purchased. Whether or not the accounts have been audited, and upon what evidence they were so audited. The names of the contractors who fur-

nished the supplies, and report the same to this House. Adopted.

Mr. Clark offered the following resolution:

Resolved, That the Secretary of State, be required to furnish to each member of the House, for his use during the remainder of the session, a copy of Oldham & White's Digest, to be returned by said members on adjournment. Adopted.

ORDERS OF THE DAY.

The Senate's bill to amend the 136th section of an act pertaining to estates of deceased persons, was taken up, read second time and referred to Judiciary committee.

Senate's joint resolution suspending the Geological Survey, was taken up, read second time and referred to Judiciary committee.

Mr. Lewis, of M., offered the following resolution:

Resolved, That a committee be appointed to wait on the President of the Convention and respectfully ask that officer that a copy of all the Ordinances passed by that Convention, be furnished this House at the earliest convenient time. Adopted.

The Speaker appointed Messrs. Lewis, of M., Caddell and Craig, said committee.

Mr. Morris offered the following resolution:

Resolved, That with a view to an early adjournment of this body, no business will be entertained except that deemed necessary to protect and provide for the State, called for by the late change in her Federal relations.

Laid over one day for consideration.

Mr. Branch, one of the committee on Enrolled Bills, reported correctly enrolled and properly signed, a bill to change the time of holding the District Courts of the 9th Judicial District, and that the same had been presented to Governor for his signature and approval.

House bill providing for stay and execution of existing judgments on debts due by contract, or for damages arising from breach of contract was taken up, and on motion of Mr. Branch, was re-committed to Judiciary committee.

House bill to authorize the County Courts of Nacogdoches and other counties, to regulate the pay of Sheriffs therein in certain cases, was taken up.

On motion of Mr. Darnell, the county of Dallas was added to the bill.

On motion of Mr. Lewis, of R., the county of Milam was added to the bill.

On motion of Mr. Branch, the county of Walker was added to to the bill.

On motion of Mr. Redgate, the county of Colorado was added to the bill.

On motion of Mr. Cocke, the county of Victoria was added to the bill.

On motion of Mr. Lewellen, the county of Denton was added to the bill.

Mr. Taylor moved to recommit the bill to the Judiciary committee. Carried.

House bill to attach the unorganized counties of Wichita, Willbarger, Hardeman and Greer, to the counties of Clay, so as to form one land district, was taken up, read third time and passed.

The report from the committee on Finance, recommending that the bill to amend the laws to raise a revenue by taxation, and the bill to amend the laws for the assessment and collection of taxes, be laid on the table, was taken up and adopted.

The report from the joint committee, recommending that the bills providing for the sale of United States bonds be laid on the table, was taken up and adoped by the following vote. Mr. Taylor calling for the yeas and nays:

YEAS—Messrs. Speaker, Armstrong, Baxter, Benevedes, Branch, Bryce, Bryan, Caddell, Craig, Crooks, Clark, Cocke, Cumby, Dale, Darnell, Davis, Dickson, Edwards, Epperson, Flewellen, Francis, Fosene, Goodrich, Hall, Harrison of C., Harrison, of V. Z., Hobby, Houghton, Hubbard, Lewellen, Lewis of R., Lewter, Maxan, Maxey, Morris, Mills, Mundine, Munson, Navarro, Nelson, Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Ross of T., Shelton, Short, Speights, Stewart, Taylor, Upshaw, Waelder, Walworth, Warfield, Waterhouse and Whitfield—57.

NAYS—Messrs. Lewis of M., Mavarick and Shannon—3.

The report of the committee on Finance, reporting a substitute for the bill to reduce the price of public land was take up, and substitute adopted.

On motion of Mr. Ross of R., the bill was recommitted to committee on Public Lands.

The report from the committee on Finance, recommending a substitute for the bill, for the relief of purchasers of Seminary lands was taken up, and substitute adopted.

On motion of Mr. Munson, the bill was recommitted to the committee on Finance.

Mr. Flewellen offered the following resolution:

Resolved, That the Comptroller be required to furnish the Legislature the result of his visit to Washington, to procure certain funds due the State of Texas by the Government of the United States and copies of any correspondence that he may have had with any heads of departments of the Federal government, relative to the same. Laid over one day for consideration under the rule.

On motion of Mr. Epperson, the rule requiring the resolution to be laid over, was suspended, and resolution adopted.

Mr. Lewellen offered the following resolution:

Resolved, That this House has heard with unfeigned sorrow of the death of Hon. Sam Bogart, a former member of this body, and as a testimony of respect for the deceased, this House stand adjourned until 10 o'clock, to-morrow. Adopted.

HOUSE OF REPRESENTATIVES,
Wednesday, March 20th, 1861.

The House met pursuant to adjournment—roll called—quorum present—journal of yesterday read and adopted.

Mr. Craig presented the credentials of W. H. Harrison, member elect from Upshur county, who came forward, took the oath and his seat.

Mr. Branch, one of the committee on the Judiciary, reported a bill fixing the time of holding district courts in the seventh judicial district, and recommended its passage.

The committee appointed to wait upon the President of the Convention, reported they had discharged that duty, and that so soon as practicable, a copy of all Ordinances &c., passed by said Convention would be furnished the Legislature.

Mr. Clark, one of the committee on Engrossed Bills, reported a bill to be entitled an act, granting a pension to W. H. Anderson, correctly engrossed.

Mr. Crooks introduced a bill to be entitled an act to amend an act to reorganize the 8th and 20th judicial district, and to define the time of holding courts therein. Read first and second times and referred to the Judiciary committee.

Mr. Ross of R., offered the following resolution:

Resolved, That the committee on Finance be instructed to enquire into the expediency of increasing the direct tax, and the efficiency of its collection, or otherwise, so as to insure the payment of the present extraordinary demands on our Treasury with the least inconvenience to tax-payers, and report by bill or otherwise, at as early a day as practicable. Adopted.

Mr. Nelson introduced a bill changing the name of Buchanan county. Read first time.

Mr. Mills moved to suspend the rule and place the bill on second reading. Lost by the following vote, Mr. Mills calling for the yeas and nays :

YEAS.—Messrs. Speaker, Benevides, Branch, Craig, Clark, Cocke, Cumby, Dale, Duncan, Hall, Harrison of U., Hobby, Hubbard, Lewter, Maverick, Mills, Munson, Navarro, Nelson, Parker, Perry, Redwine, Ross, Shannon, Short, Speights, Stewart, Walworth and Waterhouse—29.

NAYS.—Messrs. Armstrong, Baxter, Branch, Brice, Caddell, Crooks, Darnell, Davis, Dickson, Epperson, Francis, Foscue, Harrison of C., Harrison of V. Z., Henderson, Henry, Houghton, Lewellen, Lewis of M., Lewis of R., Morris, McKnight, Middleton, Mundine, Redgate, Robinson, Ross of R., Shelton, Upshaw, Waelder, Warfield Whitfield and Whitmore—33.

Mr. Craig introducee a bill to be entitled an act to amend the 1126th article of Oldham & White's Digest. Read first and second times and referred to the Judiciary committee.

Mr. Miller offered the following resolution :

Resolved, That the Judiciary committee enquire into the propriety of addressing the Governor of the State, for the removal of the judge of the 13th judicial district, for the alledged cause of insanity, and if deemed necessary by them, to report an address to this House for that purpose.

Mr. Hubbard introduced a bill to create the the counties of Davis, Jo Lane and O'Conner. Read first and second times and referred to the committee on County and County Boundaries.

Mr. Taylor offered the following resolution :

Resolved, That the Committee on Military Affairs be instructed to report to this House, whether in their opinion, the act of last session authorizing the raising of minute men, be continued in force or not, and that they report by bill or otherwise. Adopted.

Mr. Hall offered the following resolution :

Resolved, That the committee on the Judiciary, are instructed to report a bill at the earliest day, making provisions for the disposition of the causes pending in the United States District Courts of this State on the 2nd March, A. D. 1861. Adopted.

Mr. Hobby introduced a bill to amend an act to reorganize the Court of Claims, and extend the time for presentation of claims for land against the Republic or State of Texas, approved February 7th, 1860. Read first and second times and referred to committee on Public Lands.

Mr. Foscue offered the following resolution :

Resolved, That the Comptroller communicate to this House, a succinct statement in detail of the amounts paid in mileage and per diem to each member of the Legislature, of the gross amount of the contingent expenses of each House of the Legislature, of the contingent expenses of each department of the State Government, and for what purpose ; of the amounts paid to the Commissioners to the Rio Grande, and to all bearers of dispatches from the 1st day of September 1859, to the first day of March, 1861. Laid over one day for consideration.

Mr. Waterhouse introduced a bill to regulate the official acts of Commissioners and other officers appointed by the State of Texas to take depositions and do other official acts in the various States, lately comprising the United States of America, and to continue them in office until further provided for. Read first and second times and referred to the Judiciary committee.

Mr. Epperson offered the following resolution :

Resolved, 1st. That when all Legislative, Judicial and Executive powers of Government are conferred upon any single body of men, whether that body be composed of few or many, a despotism is established.

2nd. That in our opinion, the people of Texas have never intended to confer any such powers upon any body of men, and that any body of men under any pretext whatever, in attempting to exercise such powers, is guilty of ursurpation, and ought to be resisted.

3rd. That the Convention now in session, in attempting to depose Sam Houston from the office of Governor of the State of Texas, to which position he had been elected by the sufferage of the freemen of Texas has undertaken to exercise powers which it was never intended to confer upon it ; and that the only mode by which he can be legally and rightfully deposed in that which has been pointed out by the Constitution, to-wit : by impeachment.

Mr. Henderson offered the following as a substitute :

Whereas, The people's Convention now in session at Austin, in prescribing an official oath for all State officers to take before exercising the respective duties of said offices, did no more than their duty, and if any State officer has refused to take said oath,

Resolved, That it is the sense of this House, that any such officer has deposed himself and that the Convention has deposed no person or persons holding office under the State Government.

Which was adopted by the following vote :

YEAS—Messrs. Speaker, Baxter, Benevides, Branch, Bryan, Caddell, Craig, Crooks, Clark, Cumby, Dale, Darnell, Dickson, Duncan, Francis, Flewellen, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Hobby, Houghton, Hubbard, Lewis of M., Lewter, Maverick, Maxey, Morris, McKnight, Middleton, Mills, Munson, Navarro, Nelson, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Short, Speights, Stewart, Upshaw, Waelder, Walworth, Warfield, Waterhouse and Whitfield—53.

NAYS—Messrs. Armstrong, Bryce, Davis, Epperson, Henry, Lewellen, Lewis of R., Mundine, Owens, Redgate, Taylor and Whitmore—12.

And resolution adopted.

Mr. Hobby presented a communication which was referred to a special committee composed of Messrs. Hobby, Benevides and Goodrich.

On motion of Mr. Ross of R., Mr. Upshaw was added to the committee on Finance.

Mr. Munson introduced a bill to amend article 876, of Oldham and White's Digest. Read first and second times and referred to the Judiciary committee.

Mr. Lewis of M., introduced a bill prescribing the duties and obligations in certain cases of commission merchants, factors and others. Read first and second times and referred to the committee on Agriculture.

On motion of Mr. Short, Messrs. Upshaw and Morris were added to the committee on Military Affairs.

On motion, the House adjourned till 9 o'clock, A. M., tomorrow.

HOUSE OF REPRESENTATIVES }
THURSDAY, March 21st, 1861. }

House met pursuant to adjournment—roll called—quorum present—journal of yesterday read and adopted.

Mr. Waelder presented the credentials of Clement Fort, member elect from Austin county, who came forward took the oath and his seat.

Mr. Norton came forward took the oath and his seat.

By permission, Mr. Redwine offered the following resolution :

Resolved, That the use of the Hall of the House of Representatives be tendered to Gen. Sam Houston to address the peo-

ple this day at 11 o'clock and that a committee be appointed to inform him of that fact, adopted and the Speaker appointed, Messrs. Redwine, Branch and Dale said committee.

Mr. Norton presented the petition of sundry citizens of Henderson county, referred to committee on County and County Boundaries.

Mr. Hubbard, chairman of committee on the Judiciary, reported recommending that the bill to provide for stay and execution of existing judgements on debts due by contract or for damages arising from breach of contract, be indfinitely postponed.

Also reported recommending the passage of the bill to amend article 705 of O. & W's. Digest.

Mr. Parker introduced a bill to authorize the county courts of Anderson county to levy and collect a special tax for certain purposes. Read first time.

On motion of Mr. Parker, rule suspended, bill read second time and ordered to be engrossed.

On motion of Mr. Henderson, rule further suspended, bill read third time and passed.

Mr Epperson introduced a bill to amend article 859 of Oldham and White's Digest. Read first and second times and referred to Judiciary committee.

Mr. Ross of R., introduced a bill to repeal the act providing for the investment of the sinking fund. Read first and second times and referred to committee on Internal Improvement.

The committee appointed to wait on Gen. Houston, reported that they had performed that duty. That Gen Houston returned his thanks to the House, but as arrangements had been made elsewhere he declined the use of the Hall.

Mr. Stewart offered the following resolution :

"*Resolved*, That the Convention be requested to pass an organic act authorizing the Legislature, to borrow $800,000, and that said body incorporate in the ordinance a provison setting apart one-fifth of the annual revenue as a fund beyond the control of the Legislature, for the payment of the principal and interest of the loan. Adopted.

[Mr. Dickson in the chair.]

Mr. Henderson offered the following resolution :

Resolved, That the committee on the Land Office, be instructed to report by bill a plan by which the Land Office shall by the fees of said office sustain itself.

Mr. Stewart proposed to amend as follows :

"And also to enquire if the expenses of the other departments cannot be reduced, and report by bill, accepted and the resolution adopted.

Mr. Goodrich introduced a bill to provide for application of bonds in certain cases herein specified. Read first and second times and referred to Judiciary committee.

Mr. Taylor of Cass introduced a bill to provide for per diem pay of members and officers of the Convention. Read first time.

On motion of Mr. Stewart, rule suspended, bill read second time.

Mr. Baxter proposed to amend as follows:

"Members of the Legislature who may be members of the Convention, shall not be entitled to the benefits of this act."

Mr. Davis offered the following substitute:

"*Provided*, That no member of the Legislature shall receive pay as a member of the Convention while both bodies are in session: and provided further, that no officer of the State, who receives an annual salary, shall receive any per diem, but they shall be entitled to mileage. Adopted as a substitute."

A message was received from the Senate, informing the House that the Senate had passed the following bills:

Joint resolution to pay John Marshall for printing Appendix to Gazette containing abstracts of debates of the House of Representatives.

A bill to provide for the running the county lines between the counties of Marion, Cass and Titus.

A bill reserving certain lands therein named from sales, location and patent.

Mr. Taylor of C., proposed to amend the amendment before the House by excepting District Judges.

Messrs. Wrede, Crawford and Hartley, came forward took the oath and their seats.

Mr. Cumby moved to lay the amendments on the table.

Mr. Fosene called for the yeas and nays.

YEAS—Messrs. Speaker, Benevides, Bryan, Craig, Clark, Cocke, Cumby, Epperson, Hall, Lewis of R., Lewter, Maverick, Maxan, Maxey, Morris, Navarro, Nelson, Ross of T., and Speights—19.

NAYS—Messrs. Armstrong, Billingsly, Bryce, Caddell, Dale, Darnell, Davis, Dickson, Flewellen, Francis, Fort, Fosene, Goodrich, Harrison of C., Harrison of U., Hartley, Henderson, Houghton, Lewellen, Lewis of M., McKnight, Mills, Parker, Perry, Redwine, Robinson, Ross of R., Shannon, Shelton, Short, Walworth, Warfield, Waterhouse, Whitfield, Whitmore and Wrede—36.

No quorum voting on motion of Mr. Hall, a call of the House was ordered.

Mr. Baxter moved to adjourn till 9 o'clock, A. M., to-morrow. Carried by the following vote: Mr. Foscue calling for the yeas and nays.

YEAS—Messrs. Speaker, Baxter, Benevides, Billingsly, Bryce, Clark, Cocke, Darnell, Dickson, Flewellen, Fort, Hartley, Hobby, Houghton, Lewellen, Lewis of M., Lewis of R., Lewter, Maverick, Maxan, Morris, McKnight, Munson, Nelson, Parker, Perry, Robinson, Shannon, Shelton, Short, Speights, Stewart, Upshaw, Wælder, Walworth, Warfield, Whitfield, Whitmore and Wrede —39

NAYS—Messrs. Bryan, Caddell, Craig, Cumby, Dale, Edwards, Francis, Foscue, Goodrich, Hall, Harrison of C. Harrison of V. Z., Harrison of U., Maxey, Mills, Redwine and Ross of R.,—17.

HOUSE OF REPRESENTATIVES,
Friday, March 22, 1861.

House met pursuant to adjournment—roll called—quorum present. Journal of yesterday read and adopted.

On motion of Mr. Dickson, the door-keeper was excused from duty on account of illness.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed a bill to authorize the County Court of Anderson County to levy and collect a special tax for certain purposes.

Mr. Armstrong presented the memorial of James Clampett and others. Referred to committee on Roads, Bridges and Ferries.

Mr. Bryce presented the petition of sundry citizens of the town of Bastrop. Reported to Judiciary committee.

Mr. Ross, chairman of committee on County and County boundaries, reported, recommending the passage of the bill to change the county line of Washington and Austin Counties, so as to include the residence of C. G. Sterns.

Mr. Lewis, of Montgomery, chairman of committee on Agricultural Affairs, reported, recommending the passage of the bill prescribing the duties and obligations in certain cases of Commission Merchants, Factors and others.

Mr. Hubbard, chairman of the Judiciary committee, reported, recommending the indefinite postponement of the Senate's bill to amend section 136 of an act pertaining to Estates of deceased Persons.

Also, reported the indefinite postponement of the House's bill to amend article 1126 of Oldham and White's Digest.

Also, reported, recommending the non-passage of the House's bill authorizing the County Courts of Nacogdoches, and other Counties, to regulate the pay of Sheriffs therein in certain cases.

Mr. Wælder reported a substitute for the Senate's Joint Resolution suspending the Geological Survey, and recommended its passage.

Mr. Clarke introduced a bill to repeal article 1703, and to amend article 1707 of Oldham and White's Digest. Read first and second times, and referred to Judiciary committee:

Mr. Crooks offered the following resolution.

Resolved, That one thousand copies of the Constitution of the Confederate States of America be printed, at the earliest possible time, for the use of this House.

Mr. Navarro proposed to amend, as follows: "And that five hundred copies of the said Constitution be translated, and printed, in the Spanish and German languages. Adopted, and the resolution adopted.

Mr. Ross of R. introduced a bill to amend article 452 of Oldham and White's Digest. Read first and second times, and referred to Judiciary committee.

Mr. Shannon introduced a bill authorizing the patenting of lands not made in a square. Read first time.

On motion of Mr. Shannon, rule suspended, bill read second time, and,

On motion of Mr. Munson, referred to committee on Public Lands.

Mr. Dale introduced a bill in reference to runaway slaves. Read first and second times, and referred to committee on Slaves and Slavery.

Messrs. Short and Munson submitted a minority report, recommending the passage of the bill to amend article 876 of Oldham and White's Digest.

Mr. Taylor introduced the following bills:

A bill to receive ten per cent. warrants for land dues. Read first and second times, and referred to Public Land committee.

Also, a bill to receive ten per cent warrants for State tax.

Mr. Ross of R. introduced a bill to repeal an act authorizing Treasury warrants to be received in payment of certain dues, approved February 9, 1861. Read first and second times, and referred to committee on Finance.

Mr. Hubbard, chairman of the Judiciary committee, reported, asking to be discharged from further consideration of the resolu-

tion instructing the said committee to report a bill making provision for the disposition of causes pending in the United States District Courts in this State.

Mr. Shelton offered the following resolution:

Resolved, That the committee on the Judiciary be requested to inquire into the propriety of so amending the laws granting land certificates for the grading upon railroads, as to make the titles to lands located by virtue of said certificates complete, and that they report by bill or otherwise. Adopted.

Mr. Mills, one of the committee on the Judiciary, made the following report:

The committee on the Judiciary have had under consideration the resolution instructing them to inquire into the necessity of addressing the Governor for the removal of Honorable Henry J. Jewett, Judge of the Thirteenth Judicial District, have had the same under consideration, and instruct me to report the accompanying address and resolution, and recommend the adoption of the following resolution, and the passage of the address:

Resolved, That the Speaker be authorized to dispatch some suitable person to go to the county seat of Leon county to procure testimony, by affidavits, of the family physician of the Honorable Henry J. Jewett, and of other physicians visiting at said county seat, to establish the condition of mind of said Jewett, and the probabilities of his recovery, and that a copy of the accompanying address be served on the said Henry J. Jewett.

Mr Lewis, of Robertson, moved to suspend further consideration of the matter till to-morrow, at eleven o'clock, A. M., and make it the special order for that hour. Lost, and the resolution adopted, and the address read first time.

Mr Foscue offered the following resolution:

Resolved, That the Judiciary committee be instructed to report a bill providing for the enforcement of the fourth section of an ordinance, to provide for the continuance of the existing State Government. Adopted.

On motion of Mr. Cumby, Mr. Henderson was added to the committee on the Land Office.

Mr. Walder offered the following resolution:

Resolved, That the committee on the Judiciary be instructed to inquire into the expediency of repealing or modifying the law concerning wills, passed in the year 1856, and that they report by bill, or otherwise. Adopted.

Mr. Baxter moved to add Mr. Cumby to committee on County and County Boundaries. Lost.

The bill to pay members and officers of the People's Conven-

tion, with proposed amendments, pending when the House adjourned, was taken up.

On motion of Mr. Ross, of R., the main question was ordered.

The main question being on the engrossment of the bill, the same was put, and the bill ordered to be engrossed, by the following vote:

YEAS—Messrs. Speaker, Benevides, Bryan, Craig, Cocke, Cumby, Dale, Dickson, Edwards, Epperson, Flewellen, Hall, Harrison of C., Hobby, Hubbard, Lewellen, Lewis of R., Lewter, Maverick, Maxan, Maxey, Morris, McKnight, Munson, Navarro, Nelson, Parker, Perry, Redwine, Ross of R., Ross of T., Shelton, Speights, Taylor, Upshaw, Wælder, Waterhouse, Whitfield and Wrede—39.

NAYS—Messrs. Armstrong, Baxter, Branch, Bryce, Caddell, Crawford, Crooks, Darnell, Davis, Duncan, Francis, Fort, Foscue, Goodrich, Harrison of V. Z., Harrison of U., Hartley, Henderson, Houghton, Lewis of M., Middleton, Mills, Mundine, Owens, Robinson, Shannon, Short, Walworth and Whitmore—29.

On motion of Mr. Maxey, the vote was reconsidered.

Mr. Taylor, of M., withdrew his amendment.

Mr. Mills offered the following as a substitute for the proposed amendment:

"Provided, however, that those members of the Legislature who are also delegates to the Convention, shall not receive any mileage as members of the Convention; neither shall they receive any per diem, as members of the Convention, for and during the time that both of said bodies were in session; and provided, further, that those delegates in the Convention who receive an annual salary as officers of this State, shall receive their mileage as delegates, but no per diem.

Mr. Crooks moved to lay the substitute on the table. Lost, and the substitute adopted.

Mr. Cumby moved to strike out all of the amendment relative to salaried officers. Lost by the following vote; Mr. Davis calling for the yeas and nays:

YEAS—Messrs. Speaker, Baxter, Benevides, Bryan, Craig, Crooks, Clark, Cocke, Cumby, Edwards, Epperson, Flewellen, Hall, Hobby, Houghton, Hubbard, Lewellen, Maxan, Morris, Munson, Navarro, Nelson, Perry, Redwine, Ross of R., Ross of T., Speights, Upshaw and Whitmore—29.

NAYS—Messrs. Armstrong, Billingsly, Branch, Bryce, Caddell, Dale, Darnell, Davis, Dickson, Duncan, Francis, Fort, Foscue,

Goodrich, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Lewis of M., Lewis of R., Lewter, Maverick, Maxey, McKnight, Mills, Mundine, Parker, Robinson, Shannon, Shelton, Short, Taylor, Upshaw, Warfield, Waterhouse and Whitfield—36.

Mr. Wælder proposed to amend as follows:

"And provided, further, that any district judge, who is a member of the Convention, and who shall fail to hold any of his courts at the present spring term, shall be relieved from the forfeiture prescribed by article 389a of Oldham and White's Digest."

The Speaker ruled the amendment out of order, as not being germain to the bill.

Mr. Flewellen proposed to amend the amendment, by adding: "To be paid upon the certificate of the Secretary of the Convention." Adopted, and the amendment, as amended, adopted.

Mr. Flewellen moved to strike out "sixty thousand dollars," and insert "eighty thousand dollars." Adopted, and bill ordered to be engrossed.

On motion of Mr. Hubbard, the rule was suspended, the bill read third time, and passed by the following vote; Mr. Caddell calling for the yeas and nays:

YEAS—Messrs. Speaker, Armstrong, Baxter, Benevides, Billingsly, Branch, Bryce, Bryan, Caddell, Craig, Crawford, Cocke, Cumby, Dale, Darnell, Davis, Dickson, Duncan, Edwards, Epperson, Flewellen, Francis, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Hobby, Houghton, Hubbard, Lewellen, Lewis of M., Lewis of R., Lewter, Maverick, Maxey, Maxan, Morris, McKnight, Mills, Mundine, Munson, Navarro, Nelson, Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Speights, Taylor, Upshaw, Wælder, Walworth, Warfield, Waterhouse, Whitfield and Wrede—64.

NAYS.—Mr. Whitmore—1.

A message was received from the Senate, informing the House that the Senate had passed a resolution, the House concurring, to raise a joint committee of three on the part of the Senate, and five on the part of the House, to examine into the propriety of reducing the expenditures of the State Government, and that they report by bill or otherwise.

Mr. Henderson, by permission, introduced a bill to change articles 1065 and 1066, and sections 1 and 2, of Oldham and White's Digest. Read first and second times, and referred to committee on Finance.

The resolution to repeal the rule refusing to act upon any private business, was taken up, and,

On motion of Mr. Flewellen, the resolution was laid on the table.

The resolution that no business be entertained, except that deemed necessary to protect and provide for the State, was taken up, and,

On motion of Mr. Hartley, the resolution was laid on the table.

Mr. Hobby submitted the following report:

The special committee, appointed for the purpose of reporting suitable resolutions in regard to the death of the Honorable Forbes Britton, Senator from Nueces district, beg leave to submit the following report:

In the death of General Forbes Britton, we realize that our State has sustained a public calamity in the loss of one of her most useful and distinguished sons. He had long occupied an eminent position among his political and military associates—a prominent and valuable member of the Senate—chairman of the military committee, and second to none in all the commendable characteristics of individual excellency. To which if we add, honor, integrity of character, kindness of disposition, active benevolence, and the social virtues that adorn and exalt our nature, we have a faithful portraiture of our departed friend and Senator. In view of the calamity which the Senate, and our State at large, have sustained in the loss of such a man, be it, unanimously,

Resolved, That the death of General Forbes Britton, late member of the Senate from Nueces county, is received by this body with the deepest grief.

Resolved, That his useful public services, and private worth, are gratefully remembered by the Legislature of this State; in which integrity, talents, and enlarged experience, enabled him to serve so long with honor, advantage and distinction. We therefore record our grateful appreciation of his character as an honest man, unselfish legislator, and patriotic statesman; and to his family, in their affliction, we extend our warmest sympathies.

Resolved, That a copy of these resolutions be sent to the family of the deceased, and spread upon the journals of this House; and, as a further mark of respect, this House do now adjourn till two o'clock, P. M., to-morrow.

Resolution adopted, and the House adjourned.

HOUSE OF REPRESENTATIVES,
SATURDAY, March 23, 1861.

House met pursuant to adjournment—roll called—no quorum.

Messrs. Dennis and Smith, came forward and took the constitutional oath.

Quorum appearing, the journals of yesterday were read and adopted.

A message was received from the Senate informing the House that the Senate had passed the House's bill to prescribe the pay and mileage of the members and pay of officers of the State Convention, and to make appropriation for the same with an amendment.

On motion of Mr. Darnell, the rule was suspended and the bill taken up.

The question being shall the House concur in the amendment of the Senate, the House concurred by the following vote: Mr. Foscue calling for the yeas and nays.

YEAS—Messrs. Speaker, Baxter, Billingsly, Branch, Bryan, Craig, Crooks, Clark, Cocke, Cumby, Dennis, Edwards, Epperson, Flewellen, Goodrich, Hall, Hobby, Hubbard, Lewellen, Maverick, Maxan, Maxey, Morris, Munson, Navarro, Perry, Redwine, Ross of R., Shannon, Shelton, Smith, Speights, Wælder, Warfield, Waterhouse, Whitfield and Wrede—37.

NAYS—Messrs. Armstrong, Bryce, Caddell, Crawford, Dale, Darnell, Davis, Dickson, Francis, Fort, Foscue, Harrison of C., Harrison of V. Z., Harrison of U., Henry, Lewis of M., Lewis of R., McKnight, Middleton, Mundine, Norton, Parker, Redgate, Robinson, Ross of T., Short, Taylor, Upshaw and Whitmore—29.

Mr. Shannon, chairman of committee on Private Land Claims, reported substitutes for the bill donating land to Cynthia Ann Parker, and to her daughter To-Kusan Parker and recommended their passage.

Mr. Shannan moved to suspended rule and take up first substitute. Lost.

On motion the House adjourned till 10 o'clock, A. M., on Monday.

HOUSE OF REPRESENTATIVES,
MONDAY, March 25th, 1861.

House met pursuant to adjournment—roll called—quorum present—journal of Saturday read and adopted.

Mr. Mills offered the following resolution:

Resolved, That it is the sense of this House, that the members of the Convention under the law passed for their payment by the Legislature, are entitled to receive mileage for both sessions of that body. Adopted by the following vote:

Mr. Flewellen calling for the yeas and nays.

YEAS–Messrs. Speaker, Armstrong, Baxter, Billingsly, Branch, Craig, Crooks, Cocke, Cumby, Edward's, Epperson, Darnell, Goodrich, Hall, Henry, Hobby, Houghton, Hubbard, Lewter, McKnight, Mills, Munson. Navarro, Nelson, Parker, Perry, Robinson, Ross of R., Ross of T., Shannon, Shelton, Smith, Speights, Upshur, Wælder, Walworth, Warfield and Waterhouse—38.

NAYS—Messrs. Bryan, Caddell, Crawford, Clark, Dale, Davis, Dennis, Dickson, Duncan, Flewellen, Francis, Fort, Foscue, Harison of C., Harrison of V. Z., Harrison of U., Henderson, Lewellen, Lews of R., Lewis of M., Maverick, Middleton, Morris, Mundine, Norton, Redgate, Redwine, Short, Whitfield and Whitmore—30.

Mr. Flewellen introduced a joint resolution assenting to, and approving of the adoption of the Constitution of the Confederate States of America. Read first and second times and referred to committee on Federal Relations.

Mr. Buckley came forward took the Constitutional oath and his seat.

Mr. Lewis of Montgomery offered the following resolution:

Resolved, That the committee on Military Affairs, be instructed to enquire into the propriety and expediency of providing by law for the organization of one or more companies of mounted men in each county, according to the population thereof, which company and companies, when organized shall be drilled and exercised monthly by the commanding officer thereof, and shall at all times be subject to the call of the Governor of the State, for the rendition of said service as the exigencies of the State may demand. The first organization of of such companies shall continue for two years and at the expiration of that time shall be succeeded by the organization of others, in the same way, each company shall elect its own officers, and the members thereof shall equip and uniform themselves and during their membership shall be exempt from the payment of a poll tax, from working on the roads and streets and from jury and patrol duty. When in actual service they shall be paid therefor. Adopted.

A message was received from the Senate informing the House, that the Senate had passed the following named bills, originating in that body.

A bill concerning the corporation of the town of Crockett.

A bill further regulating proceeding in the District Court.

A bill to amend 2nd and 3rd sections of an act to incorporate the Southern Cotton Press and Manufactoring Company, approved February 11th, 1860.

A bill to incorporate the Galveston Seminay.

A bill to incorporate the Galveston Turner's Assoeiation.

A bill to amend act to incorporate the Columbus Tap Railroad Company, approved February 2nd, 1860.

Bill to authorize the county courts of the several counties, to transfer portions of the jury fund to the general county fund.

Bill to amend 1st section of an act to amend 4th section of the act of may 12th, 1846, entitled an act to regulate the license and practice of Attorneys and Counselors-at-law, and to amend 2nd section of the act of February 11, 1854, entitled an act to nmend the 9th and 10th sections of act to regulate the license and practice of Attorneys and Counsellors-at-law, approved January 24th, 1860.

Bill to repeal the Joint resolution respecting county Surveyors, approved December 29th, 1837.

Also, had passed the House bill granting a pension to William H. Anderson.

A communication from the Convention transmitting certain ordinances was taken from the Speaker's stand, and referred to Judiciary committee.

Mr. Perry moved to adjourned till 9 o'clock, A. M., to morrow Carried by the following vote:

Mr. Dickson, calling for the yeas and nays:

Yeas—Messrs. Speaker, Armstrong, Baxter, Billingsly, Bryce, Bryan, Craig, Crawford, Clark, Cocke, Cumby, Darnell, Davis, Dennis, Duncan, Edwards, Flewellen, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Hobby, Houghton, Hubbard, Lewter, Maverick, Maxey, Morris, McKnight, Mills, Munson, Navarro, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Shannon, Smith, Speights, Stewart, Taylor, Upshaw, Wælder, Walworth, Warfield, Waterhouse, Whitfield and Wrede—53.

Nays—Messrs. Branch, Caddell, Crooks, Dale, Dickson, Epperson, Francis, Fort, Lewellen, Lewis of M., Lewis of R., Middleton, Mundine, Nelson, Norton, Redgate, Shelton, Short and Whitmore—19.

HOUSE OF REPRESENTATIVES,
TUESDAY, March, 26th, 1861.

House met pursuant to odjournment—roll called—quorum present.

Journal of yesterday read and adopted.

The resolution from the Senate to raise a Joint Committee for the purpose of examining into the propriety of reducing the expenditures of the State Government, was taken up and adopted, and the Speaker appointed Messrs. Redwine, Foscue, Davis, Perry and Cocke on said committee.

Mr. Henderson moved to refer the communication to the committee on Finance.

Mr. Mills moved to have printed 1000 copies for the use of the House. Lost, and the motion to refer carried.

A communication was received from the Convention, transmitting sundry Ordinances, which were referred to the Judiciary committee, without reading.

Mr. Clark, one of the committee on Enrolled Bills, reported correctly enrolled and properly signed, a bill to prescribe the pay and mileage of the members, and pay of the officers of the State Convention, and to make an appropriation for the same, and that the same had been presented to the Governor for his signature and approval.

Mr. Shannon presented two petition of sundry citizens of Johnson county, referred to the Judiciary committee.

Mr. Goodrich presented the petitions of sundry citizens of Guadalupe county. Referred to the Judiciary committee.

Mr. Waelder, one of the committee on the Judiciary, reported a bill to create and preserve judgment liens, and recommended its passage. Read first and second times.

Mr. Hubbard, chairman of the committee on the Judiciary, reported adversely to the bill to amend article 452, of Oldham & White's Digest.

Also, reported a substitute for the bill to repeal art., 1703, and amend art., 1707, of Oldham and White's Digest, and recommended its passage.

Also reported adversely to the bill to amend art., 876, of Oldham & White's Digest.

Also, reported recommending the passage of the bill to provide for the approval of bonds in certain cases herein specified.

Also, reported recommending the passage of the bill to amend art., 859, of Oldham & White's Digest.

Mr. Ross of R., Chairman of the committee on County and

County Boundaries, reported a bill supplemental to and amendatory of the act creating the county of Kaufman, approved February 26th, 1848, and recommended its passage.

Also, reported a substitute for the bill to create the counties of Davis, Jo Lane and O'Conner, and recommended its passage.

Mr. Dennis introduced a joint resolution relative to the arms seized by the State Government from the Federal Government. Read first and second times and referred to the committee on State Affairs.

Mr. Wælder introduced a joint resolution in relation to the records, &c., of the district courts of the late United States. Read first and second times and referred to Judiciary committee.

Mr. Upshaw offered the following resolution :

Resolved, That the committee on Roads, Bridges and Ferries, enquire into the expediency of amending the law in relation to private roads, in cases where desired, leading to county seats. Adopted.

Mr. Davis introduced a bill to authorize Assessors and Collectors to receive all the 10 per cent. treasury warrants for taxes and other State dues. Read first and second times and referred to the committee on Finance.

Mr. Mills offered the following resolution :

Resolved, That the Speaker appoint a committee of one from each judicial district, on Federal Apportionment.

Mr. Flewellen offered the following substitute :

Resolved, That the committee of the House on Apportionment, be instructed to report a bill dividing the State into six Congressional Districts, and that the Speaker supply any deficiences which may have occurred on said committee.

Mr. Dickson offered the following as a substitute for the substitute and resolution :

Resolved, That it is deemed inexpedient at this time, to district the State for representation in the Congress of the Confederacy, and that the committee on Elections report a bill providing for an election by general State ticket, which the House refused to adopt by the following vote, Mr. Mills calling for the yeas and nays :

Yeas—Messrs. Billingsly, Buckley, Dennis, Dickson, Edwards, Fort, Perry, Redwine, Shelton, Short and Wælder —11.

Nays—Messrs. Speaker, Armstrong, Baxter, Benevides, Branch, Bryce, Bryan, Craig, Crawford, Crooks, Clark, Cocke,

Cumby, Dale, Darnell, Davis, Epperson, Flewellen, Francis, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z. Harrison of U. Hartley, Henderson, Henry, Houghton, Hubbard, Lewellen, Lewis of M., Lewis of R., Lewter, Maverick, Maxan, Maxey, Morris, Middleton, Mills, Mundine, Munson, Navarro, Parker, Redgate, Robinson, Ross of R., Ross of T., Shannon, Smith, Speights, Stewart, Taylor, Upshaw, Walworth, Warfield, Waterhouse, Whitmore and Wrede—60.

The question recurring on the adoption of the substitute, Mr. Davis moved that it be laid on the table. Lost by the following vote :

Mr. Buckley calling for the yeas and nays.

YEAS—Messrs. Armstrong, Baxter, Caddell, Crawford, Crooks, Cumby, Dale, Darnell, Davis, Epperson, Francis, Foscue, Goodrich, Harrison of C., Harrison of U., Hartley, Henry, Lewellen, Lewis of R., Maxey, Mundine, Munson, Owens, Parker, Perry, Redgate, Ross of T., Shannon, Taylor and Wrede—31.

NAYS—Messrs. Speaker, Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Craig, Clark, Cocke, Dennis, Dickson, Flewellen, Fort, Hall, Harrison, of V. Z., Henderson, Hobby, Houghton, Hubbard, Lewis of M., Lewter, Maverick, Maxan, Morris, Middleton, Mills, Navarro, Redwine, Robinson, Ross of R., Shelton, Short, Smith, Speights, Stewart, Upshaw, Walworth, Warfield, Waterhouse, Whitfield and Whitmore—42.

And the substitute adopted.

Mr. Shannon introduced a bill granting land to settlers on alternate sections of land belonging to the State, in the Memphis, El Paso and Pacific Railroad pre-emption privileges. Read first and second times, and referred to the committee on Public Lands.

Mr. Mills introduced a bill to repeal the act to organize Justice's Courts, and to define the powers and jurisdiction of the same, approved March 20th, 1848, approved February 7th 1861.

Mr. Baxter moved that the resolution adopted by the House, giving construction to the act providing for the pay and mileage of delegates to the State Convention, be sent to the Senate. Lost.

Mr. Goodrich offered the following resolution :

Resolved, That the committee on the judiciary, be instructed to enquire into the expediency of so altering or amending the law touching the administration of estates of deceased persons, wherein the clerks of the county courts in which the estates is to be administered is interested, as that such estates may still

be administered in the Probate Courts of the counties wherein such clerk resides. Adopted.

Mr. Armstrong offered the following resolution :

Be it resolved by the House of Representatives, That the Comptroller be required to report to this House the amount of bonds and money loaned to Railroad companies whose works lie West of the Trinity river, and to those whose work lie East of said river, under the provisions of acts passed August 13th and 26th, 1856, and January 23rd, 1858.

Also, the amount of bonds or money remaining in the Treasury, subject to be loaned in accordance with said acts.

Also, any information in his possession as to the time when, and the probable amount of future loans, which will be applied for under provisions of said acts

Laid over one day for consideration.

Mr. Lewellen introduced a bill to amend art., 721, Code of Criminal Proceedure, Oldham & White's Digest. Read first and second times and referred to the Judiciary committee.

Mr. Shelton introduced a bill explanatory of the 17th section of the act chartering the Memphis, El Paso and Pacific Railroad Company, approved February 4th, 1856. Read first and second times and referred to the Judiciary committee.

Mr. Hubbard introduced a bill to provide for the payment of physicians for medical attendance upon indigent persons in certain cases. Read first and second times and referred to the committee on the Judiciary.

Also, a joint resolution concerning Iron Foundaries in the State of Texas. Read first and second times

Mr. Hubbard moved to suspend the rule and take up the joint resolution. Carried, and joint resolution read.

On motion of Mr. Buckley, referred to the committee on State Affairs.

Mr. Dale introduced a bill relative to practicioners of medicine. Read first and second times and referred to the Judiciary committee.

Mr. Shelton introduced a bill regulating the sale of drugs and medicines. Read first and second times and referred to the Judiciary committee.

On motion of Mr. Lewis of M., 1,000 copies of the Ordinances passed by the Convention were ordered to be printed.

On motion of Mr. Morris, Mr. Upshaw was added to the committee on Roads, Bridges and Ferries.

ORDERS OF THE DAY.

The report from the committee on Private Land Claims, re-

ported two substitutes for the bill granting land to Cynthia Ann Parker and her daughter, was taken up.

The first substitute being before the House,

Mr. Foscue proposed to amend by striking out "three-fourths" and inserting "one-fourth." Lost by the following vote:

Mr. Foscue calling for the yeas and nays.

YEAS—Messrs. Armstrong, Baxter, Benevides, Billingsly, Bryce, Buckley, Caddell, Craig, Crawford, Cumby, Epperson, Francis, Foscue, Honghton, Maverick, Morris, Munson, Owens, Redwine, Ross of R., Shelton, Speights, Whitmore and Wrede —42.

NAYS—Messrs. Speaker, Branch, Bryan, Clark, Dale, Darnell, Davis, Dickson, Edwards, Flewellen, Fort, Goodrich, Hall, Harrison of U., Hartley, Henderson, Hobby, Hubbard, Lewellen, Lewis of M., Lewis of R., Maxan, McKnight, Middleton, Mills, Mundine, Norton, Parker, Perry, Redgate, Robinson, Ross of T., Shannon, Short Smith, Stewart, Taylor, Upshaw, Walworth, Warfield, Waterhouse and Whitfield—42.

Mr. Mills proposed to amend by striking out "three-fourths" and inserting "one-half league and one-half labor each." Withdrawn, and the substitute adopted.

Mr. Morris proposed to amend by striking out "three-fourths league" and inserting "one-half league and labor each. Adopted.

Mr. Shannon moved to strike out "Commissioner of Claims" and insert "Commissioner of the General Land Office." Carried, and bill ordered to be engrossed.

Mr. Shannon moved to suspend rule and place bill on its second reading. Carried by the following vote:

Mr. Foscue calling for the yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Baxter, Benevides, Billingsly, Branch, Bryan, Buckley, Craig, Crawford, Clark, Cumby, Dale, Darnell, Davis, Edwards, Epperson, Flewellen, Francis, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Hobby, Houghton, Hubbard, Lewellen, Lewis of M., Lewis of R. Lewter. Maverick, Maxan, Maxey, Morris, McKnight, Middleton, Mills, Mundine, Navarro, Nelson, Norton, Owenrs, Parker, Pery, Redgate, Redwine, Robinson, Shannon, Shelton, Short, Smith, Speights, Stewart, Taylor, Wælder, Walworth, Warfield, Waterhouse, Whitfield and Wrede—62.

NAYS.—Messrs. Bryce, Caddell, Foscue, Ross of R., and Whitmore—5.

Bill read third time and passed.

The second substitute granting a pension to Cynthia Ann Parker, was taken up and adopted.

On motion of Mr. Shannon, the rule was suspended, and bill read second time.

Mr. Shannon proposed to amend as follows :

"And the sum of $300 is hereby appropriated out of any money in the Treasury, not otherwise appropriated, to pay the pension, till the end of the fiscal year, ending August 31st, 1862. Adopted, and bill ordered to be engrossed.

On motion of Mr. Mills, the rule was suspended, bill read third time, and passed by the following vote :

Mr. Shannon calling for the yeas and nays.

YEAS—Messrs. Speaker, Baxter, Benevides, Branch, Buckley, Craig, Crawford, Clark, Dale Darnell, Davis, Edwards, Epperson, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Harrison of V., Z., Harrison of U., Hartley, Henderson, Hobby, Houghton, Hubbard, Lewellen, Lewis of M., Lewis of R., Lewter, Maverick, Maxey, Middleton, Mills, Mundine, Navarro, Nelson, Norton, Parker, Perry, Redgate, Redwine, Robinson, Shannon, Shelton, Short, Smith, Speights, Stewart, Taylor, Wælder, Walworth, Warfield, Waterhouse and Wrede—55.

NAYS—Messrs. Armstrong, Billingsly, Bryce, Caddell, Dickson, Harrison of C., Morris, Ross of R., Upshaw, Whitfield and Whitmore—12.

Mr. Taylor moved to reconsider the vote passing the bill granting land to Cynthia Ann Parker and her daughter

Mr. Buckley moved to lay the motion on the table. Carried by the following vote :

Mr. Taylor calling for the yeas and nays.

YEAS—Messrs. Benevides, Branch, Buckley, Craig, Cumby, Dale, Darnell, Davis, Dennis, Dickson, Edwards, Francis, Foscue, Hall, Hubbard, Lewis of M., Lewis of R., Lewter, Middleton, Mills, Mundine, Munson, Navarro, Nelson, Parker, Perry, Redgate, Robinson, Shannon, Smith, Speights, Stewart, Walworth, Warfield and Waterhouse—35.

NAYS—Messrs. Speaker, Armstrong, Billingsly, Bryan, Caddell, Crawford, Epperson, Fort, Foscue, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Henderson, Hobby, Houghton, Lewellen, Maverick, Maxey, Morris, Norton, Owens, Redwine, Ross of R., Shelton, Short, Taylor, Upshaw, Wælder, Whitfield and Whitmore—31.

Mr. Navarro introduced a bill to protect the citizens of Texas against the inroads of incompetent professional artisans and mechanics. Read first time.

Mr. Davis moved to reject the bill. Lost.

On motion of Mr. Caddell, referred to the committee on Stock and Stock Raising.

The bill to change the name of Buchanan county, was taken up and read second time.

Mr. Davis objected to the bill as being of a local character, and the bill was ruled out by the Speaker.

Mr. Nelson moved to suspend the rule in this instance. Lost by the following vote:

Mr. Nelson calling for yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Baxter, Branch, Buckley, Craig, Crawford, Cumby, Dale, Darnell, Dickson, Francis, Goodrich, Hall, Harrison of V. Z., Hartley, Hobby, Hubbard, Lewellen, Maverick, Maxey, Morris, Middleton, Mills, Munson, Nelson, Parker, Perry, Redwine, Robinson, Shannon, Shelton, Short, Smith, Speights, Stewart, Upshaw, Walworth, Warfield and Waterhouse—40.

NAYS—Messrs. Benevides, Billingsley, Bryan, Caddell, Clark, Davis, Edwards, Epperson, Flewellen, Fort, Foscue, Harrison of C., Harrison of U., Henderson, Houghton, Lewis of M., Lewis of R., McKnight, Mundine, Owens, Redgate, Ross of R., Taylor, Wælder, Whitfield, Whitmore and Wrede—27.

A message was received from the Senate, announcing the passage of the following Senate bills:

A bill supplemental to and amendatory of an act to incorporate the Dallas Bridge Company.

And, a bill supplemental to an act making an appropriation to defray the expenses of the Convention.

On motion of Mr. Buckley, the following Sentate bills, on the Speaker's stand was taken up and disposed of as indicated:

Joint resolution to pay John Marshall for printing Appendix to Gazette, containing abstract of debates of the House of Representatives.

Mr. Buckley moved to refer the bill to the committee on Printing. Lost, and bill passed to second reading.

Bill reserving certain land therein named, from location, sale or patent. Read first and second times and referred to the Judiciary committee.

Bill to further regulate proceedings in district courts. Read first and second times and referred to the Judiciary Committee.

[Mr. Henderson in the Chair.]

Bill to provide for running the county lines between the counties of Cass, Titus and Marion. Ruled out as local.

Mr. Taylor of Cass, moved to suspend the rule. Lost.

Bill concerning the corporation of the town of Crockett. Ruled out of order, and the House refused to entertain it.

Bill to amend act to incorporate the Columbus Tap Railroad Company, approved second of February, 1860, was taken up.

Objection being urged against the bill,

The Speaker ruled that as the House had since the adoption of the rule, entertained similar bills, it was in order.

Mr. Mills appealed from the decision of the Chair, and called for the yeas and nays.

Mr. Branch moved to adjourn till 3 o'clock, P. M. Lost, and the House refused to sustain the Chair by the following vote:

YEAS—Messrs. Speaker, Benevides, Billingsly, Bryan, Buckley, Caddell, Craig, Cocke, Cumby, Dale, Darnell, Dennis, Edwards, Flewellen, Foscue Hubbard, Lewis of R., Lewter, Morris, McKnight, Parker, Perry, Redgate, Redwine, Ross of R., Shelton, Speights, Stewart, Upshaw, Wælder, Warfield and Whitfield—33.

NAYS—Messrs. Armstrong, Baxter, Branch, Bryce, Crawford, Clark, Davis, Dickson, Epperson, Francis, Fort, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Henderson Hobby, Houghton, Lewellen, Lewis of M., Maverick, Maxey, Middleton, Mills, Mundine, Munson, Navarro, Nelson, Norton, Owens, Robinson, Shannon, Waterhouse and Whitmore—36.

Mr. Maxey moved to adjourn till 7 o'clock, to-night. Lost.

Bill to amend the second and third sections of an act to incorporate the Southern Cotton Press and Manufacturing Company, approved February 11th, 1860. Ruled out of order.

Bill to incorporate Galveston Turner's Association. Ruled out.

Mr. Buckley moved to adjourn till 10 o'clock, A. M., to-morrow. Carried.

HOUSE OF REPRESENTATIVES,
Wednesday, March 27, 1861.

House met pursuant to adjournment. Roll called—quorum present.

Journal of yesterday read and adopted.

The Speaker announced the following committee on Federal apportionment:

Messrs. Wælder, Crooks, Lewellen, Middleton, Hubbard,

Morris, Short, Bryan, Henderson, Upshaw, Munson, Stewart, Maxan, Hall, Maverick, Goodrich, Nelson, Owens, Cocke and Darnell.

Mr. Hubbard, Chairman of the committee on Slaves and Slavey, reported recommending the passage of the bill in reference to runaway slaves.

Mr. Dennis, Chairman of committee on State Affairs, reported recommending the immediate passage of the joint resolution relative to the transfer of the arms and other property seized by the State of Texas.

Mr. Billingsly presented the petition of James H. Denson. Referred to committee on Private Land Claims.

On motion of Mr. Dennis, the joint resolution relative to arms and other property seized by the State of Texas, was taken up and read second time.

(Mr. Darnell in the Chair.)

A message was received from the Senate, informing the House that the Senate had passed the following bills:

A bill to incorporate the Texas Baptist University.

A bill legalizing the certificate of Jacob Laux.

Mr. Foscue moved to recommit the bill to the committee on Judiciary. Lost.

On motion of Mr. Morris, the further consideration of the bill was postponed until and made the special order of the day for to-morrow, at 11 o'clock.

Mr. Mabry took the Constitutional oath and his seat.

Mr. Flewellen moved to reconsider the vote taken on yesterday, refusing to suspend the rule to act on the bill to change the name of Buchanan county. Lost.

A message was received from the Senate informing the House, that the Senate had passed a bill providing for the settlement of the claims of the company commanded by Capt. John Williams, in the years 1858 and 1859, and to make an appropriation to the same.

Mr. Hartley offered the following resolution:

Resolved, That the resolution passed at a former day, excluding all private and local bills from the action of this House, be confined only to bills appropriating land and money. Laid over one day for consideration.

Mr. Bryan introduced a bill to amend the second section of an act to reorganize the 15th Judicial District, and regulate the time of holding Courts therein. Read first time.

On motion of Mr. Bryan, rule suspended, bill read second time and ordered to be engrossed.

On motion of Mr. Maxey, rule further suspended, bill read third time and passed.

Mr. Harrison of V. Z, introduced a bill to amend an act entitled an act, to organize Justice's Courts, and to define the powers and jurisdictions of the same, approved Feb. 7, 1861. Read first and second times and referred to Judiciary committee.

Mr. McKnight introduced a joint resolution to adjourn *sine die*. Read first time.

Mr. McKnight moved to suspend rule, to place bill on second reading. Lost.

ORDERS OF THE DAY.

Senate's bill to authorize the County Courts of the several counties, to transfer a portion of the jury fund to the general county fund, was taken up. Read first and second times and referred to committee on State Affairs.

Senate's bill to repeal joint resolution respecting county surveyors, approved Dec. 29, 1837; was taken up, read first time and referred to committee on Public Lands.

Senate's bill to amend the first section of an act to amend the fourth section of the act of May 12, 1846; to regulate the license and practice of attorneys and counsellors at law, and to amend the second section of the act of Feb. 11, 1854; to amend the ninth and tenth section of of an act to regulate the license and practice of attorneys and counsellors at law, approved Jan. 24, 1860; was taken up, read first and second times and referred to Judiciary committee.

Senate's bill supplemental to act making an appropriation to defray the expenses of the Convention, passed 23rd of March, A. D., 1861; was taken up, read first time.

On motion of Mr. Mills, the rule was suspended, bill read second time.

On motion of Mr. Mills, the second section of the bill was stricken out and bill passed to third reading.

On motion of Mr. Parker, the rule was further suspended, bill read third time and passed.

Senate's bill to provide for the settlement of the claims of the company commanded by Capt. Jno. Williams, in the years 1858 and 1859, and to make an appropriation to pay the same, was taken up and read first time.

On motion of Mr. Wælder, the rule was suspended, bill read second time.

On motion of Mr. Ross of R., referred to committee on Finance.

Report from committee on the Judiciary, relative to the bill

to fix the time of holding Courts in the 7th Judicial District, was take up, bill read second time and ordered to be engrossed by the following vote. Mr. Dickson calling for the yeas and nays:

Yeas—Messrs. Armstrong, Baxter, Branch, Bryce, Bryan, Clark, Cocke Cumby, Dale, Darnell, Davis, Flewellen, Francis, Foscue, Hall, Harrison of C., Hartley, Lewellen, Maverick, Maxan, Maxey, Morris, Middleton, Mills, Munson, Nelson, Norton, Redgate, Robinson, Ross of T., Shannon, Smith, Stewart, Taylor, Upshaw, Walworth Warfield, Whitfield, Whitmore and Wrede—39.

Nays—Messrs. Billingsly, Buckley, Caddell, Dennis, Dickson, Duncan, Fort, Goodrich, Harrison of V. Z., Houghton, Lewis of R., Lewter, Mundine, Owens, Parker, Perry, Redwine, Ross of R., Shelton, Short and Speights—21.

On motion of Mr. Branch, the rule was further suspended.

On motion of Mr. Branch, the bill was so amended as to make it take effect on the first of August next.

Bill read third time and passed.

On motion the House adjourned until 3 o'clock, P. M.

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3 o'Clock, P. M.

House met—roll called—no quorum.

Mr. Redwine moved to adjourn until 9 o'clock, to-morrow. Lost.

Mr. Duncan moved to adjourned until 10 o'clock, A. M., to-morrow. Lost.

Mr. Davis moved to adjourn until 9½ o'clock, A. M., to-morrow. Lost.

On motion of Mr. Whitmore, a call of the House was ordered.

Absentees.—Messrs. Baxter, Benevides, Camp, Craig, Clark, Cocke, Cumby, Dennis, Edwards, Epperson, Francis, Hall, Hartley, Henderson, Henry, Lewis of M., Mabry, Maxey, Mills, Mundine, Navarro, Nelson, Owens, Taylor and Wælder.

Messrs. Ross of R, Dickson and Parker, were excused from attendance on the House.

On motion the House adjourned until 9½ o'clock, A. M., to-morrow.

House of Representatives,
Thursday, March, 28, 1861.

House met pursuant to adjournment—roll called—quorum present—journal of yesterday read and adopted.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed :

A bill to amend the seconn section of an act to reorganize the 15th Judicial District, and to regulate the time of holding courts therein.

Also, a bill to fix the time of holding the District Courts in the 7th Judicial District.

Mr. Hubbard, one of the committee on the Judiciary, reported a substitute for the bill to provide for the payment of physicians for medical attendance upon indigent prisoners in certain cases, and recommended its passage.

Mr. Maxan, one of the committee on the Judiciary, reported recommending the non-passage of the bill to amend Article 721, code of criminal proceedure, O. &. W. Digest.

Mr. Goodrich, one of the Judiciary committee, reported, recommending the passage of the bill further regulating proceedings in the District Courts.

On motion of Mr. Buckley, rule suspended, bill read second time and passed to third reading.

On motion of Mr. Buckley, rule further suspended, bill read third time and passed.

Mr. Darnell, chairman of committee on Federal Relations, reported a substitute for the joint resolution, assenting to and approving of the adoption of the constitution of the Confederate States of America, and recommended its passage.

Mr. Branch, one of the committee on the Judiciary, reported, recommending the passage of the bill to amend the fourth section of the act of May 12, 1846, to regulate the license and practice of attorneys and counselors-at-law, and to amend second section of the act of Feb, 11, 1854, to amend ninth and tenth section of the act to regulate the license of attorneys and councelors-at-law, approved Jan., 24, 1850.

On motion of Mr. Foscue, rule suspended, bill read second time and passed to third reading.

On motion of Mr. Dale, rule further suspended, bill read third time and passed.

Mr. Buckley, chairman of the committee on Judiciary, reported, recommending the indefinite postponement of the bill reserving certain lands therein named from sale, location or patent.

Also, the indefinite postponement of the bill relative to practitioners of medicine.

Mr. Stewart, chairman of committee on Finance, submitted the following report, recommending the passage of the bill authorizing a loan, and imposing a special tax to meet the principal thereof and specifying how the money arising from the loan shall be applied.

On motion of Mr. Mabry, the report was taken up, and made the special order of the day for Saturday 11 o'clock. 500 copies ordered to be printed for the use of the House.

Mr. Clark, one of the committee on Engrossed Bills, reported correctly engrossed, a bill donating land to Cyntha Ann Parker and her daughter To-Kusan Parker.

A bill granting a pension to Cyntha Ann Parker.

Mr. Duncan, one of the committee on Stock and Stock Raising, reported, recommending the indefinite postponement of the bill to protect the citizens of Texas from the inroads of incompetent professional, mechanical and other artizans, &c.

Mr. Wælder, one of the committee on the Judiciary, reported a substitute for the joint resolution, in relation to the records, &c., of the District Courts of the late United States, and recommended its passage.

On motion of Mr. Wælder, the rule was suspended report taken up and adopted.

Mr. Taylor proposed to amend as follows :

"Strike out all that refers to appointment by the Governor, and insert, Matthew Hopkins of Travis county."

On motion of Mr. Dickson, laid on the table, and bill ordered to be engrossed.

On motion of Mr. Wælder, rule further suspended, bill read third time and passed.

Mr. Buckley, chairman of Judiciary committee, reported that the Ordinances passed by the Convention, be referred to the the committee on State Affairs. Report adopted.

Mr. Short, chairman of committee on Military Affairs, reported, recommending that the resolution instructing the said committee, inquiring into the expediency of providing by law, for the organization of one or more companies of mounted men in each county, be laid on table for the present.

Mr. Dickson offered the following resolution :

WHEREAS, it has pleased God, in the dispensation of his Providence to remove by death from our midst, our worthy friend and efficient officer, Thos. P. Plaster ; therefore,

Resolved, That in the death of Thos. Plaster, the country

as lost an estimable citizen, society a worthy member, and this House a most faithful officer.

Resolved, That we have learned with the deepest regret of the eath of our friend, and extend our warmest sympathies to the elatives of the deceased in their bereavement, and as a token of espect that the members and officers of this House wear the sual badge of mourning for twenty days, and that a copy of hese resolutions be transmitted to the relatives of the deceased.

Resolved, as a further mark of respect that this House will ttend the funeral of the deceased, this evening at four o'clock, t the State Cemetery. Unanimously adopted.

Mr. Henderson introduced a bill to repeal the act, supplemenary to the act regulating elections, passed March 16, 1848, and he act to provide for the election of electors of President and Vice President of the United States, passed March 15, 1848. Read first and second times and referred to Judiciary committee.

Mr. Armstrong introduced a bill to extend the time for the eturn of field notes to the General Land Office. Read first nd second times and referred to committee on Public Lands.

Mr. Harrison of V. Z., introduced a bill to repeal the act to djudicate and adjust certain legal claims for land against the State, situated between the Nueces and Rio Grande rivers. Read first and second times and referred to committee on Public Lands.

ORDERS OF THE DAY.

[Mr. Mills in the Chair.]

Resolution calling upon the Comptroller for certain informaion, was taken up and adopted.

Resolution to confine the rule of the House, relative to local nd private bills, to bills appropriating land or money, was aken up, and on motion of Mr. Redwine, laid on the table.

A message was received from the Senate, informing the House hat the Senate had passed a bill to incorporate the Sherman)dd Fellows Female Institute, and had refused to agree to the House amendment to Senate bill supplemental to an act makng an appropriation to defray the expenses of the State Conention.

A report from the committee on Agricultural Affairs, recommending the passage of a bill, prescribing the duties and obligations of Commission Merchants, Factors and others in certain ases, taken up, and bill read second time and ordered to be engrossed.

Rule suspended, read third time and passed.

The hour having arrived, the special order, viz:

Joint resolution to provide for the transfer of the property seized by Texas, belonging to the late United States, taken up and read second time.

Mr. Goodrich proposed to amend by inserting after the word: "move," in second section, the words: "not exceeding three." Adopted.

Mr. Hubbard, to strike out the second section. Withdrawn.

Mr. Stewart offered the following as a substitute for the section:

"Said Commissioners shall make a complete schedule of all of said property, and appraise the same, which said schedule and appraisment shall be under the oath of said Commissioners, and properly authenticated, which shall be duplicated and one of the duplicates filed in the office of the Secretary of State of this State, and the other, in case of transfer of said property, shall be delivered to the President of the Confederate States, for preservation."

Also, proposed to amend as follows:

"Sec.—The Commissoners shall also ascertain the cost and expenses of the seizure, and preservation of said property, and put the same in an authentic form for the information of this State and of the Confederate States of America.

On motion of Mr. Foscue, the bill and proposed amendments were recommitted to the committee on Judiciary.

On motion of Mr. Flewellen, the Senate's bill supplementary to the act making appropriation to defray the expenses of the Convention passed March 23, A. D., 1861, with an amendment by the House, with which the Senate refused to concur, was taken up.

Mr. Buckley moved that the House recede from its amendment. Caried by the following vote:

YEAS—Messrs. Speaker, Baxter, Benevides, Bryan, Buckley, Caddell, Craig, Clark, Cumby, Dale, Darnell, Dennis, Duncan, Dickson, Edwards, Flewellen, Foscue, Goodrich, Hall, Harrison of C., Hartley, Henderson, Houghton, Hobby, Hubbard, Lewellen, Maverick, Maxey, Morris, Munson, Parker, Perry, Redwine, Shelton, Smith, Speights, Stewart, Upshaw, Wælder, Walworth and Warfield—41.

NAYS—Messrs. Armstrong, Billingsly, Branch, Bryce, Davis, Epperson, Francis, Fort, Harrison of U., Lewis of R. Lewter, Mabry, Middleton, Mills, Mundine, Norton, Owens, Redgate, Robinson, Ross of R., Ross of T., Shannon, Taylor, Waterhouse, Whitfield, Whitmore and Wrede—27.

Report from committee on Judiciary, recommending the pas-

sage of the bill to amend Article 705 of O. & W., Digest, was taken up, bill read second time.

On motion of Mr. Hubbard, the bill was postponed and made the special order for to-morrow at 11 o'clock, A. M.

Report from Judiciary committee asking to be discharged from the consideration of the resolution, relative to the causes pending in the United States District Courts in Texas was taken up, and on motion of Mr. Hubbard laid on the table.

Report from the committee on Judiciary, recommending a substitute for the Senate's joint resolution, suspending the Geological survey, was taken up and the substitute adopted.

Mr. Henderson proposed to amend by an additional section as follows :

"Sec. 4. Be it further resolved, that all the collections heretofore made and now on deposit in the Geological Bureau, be sold by the Comptroller, and the buildings now occupied to be rented out to the highest bidder."

On motion of Mr. Foscue laid on the table by the following vote :

Mr. Henderson calling for the yeas and nays.

Yeas—Messrs. Speaker, Armstrong, Baxter, Branch, Craig, Clarke, Cocke, Dale, Francis, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Henderson, Hobby, Hubbard, Maverick, Morris, Mills, Munson, Parker, Perry, Redwine, Robinson, Ross of R., Shannon, Shelton, Short, Stewart, Wælder, Walworth, Warfield, Waterhouse, Whitfield, and Wrede—38.

Nays—Messrs. Benevides, Billingsly, Bryan, Buckley, Caddell, Davis, Dickson, Edwards, Epperson, Flewellen, Fort, Houghton, Lewellen, Lewis of R., Lewter, Mabry, McKnight, Maxey, Mundine, Norton, Owens, Redgate, Speights, Taylor, Upshaw and Whitmore—26.

Mr. Stewart proposed to amend by an additional section. Adopted by the following vote :

Mr. Stewart calling for the yeas and nays.

Yeas—Messrs. Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Craig, Clark, Cocke, Darnell, Davis, Dickson, Edwards, Epperson, Flewellen, Fort, Henderson, Hobby, Hubbard, Lewellen, Lewis of R., Lewter, Mabry, Morris, McKnight, Middleton, Mundine, Munson, Parker, Redgate, Robinson, Shannon, Speights, Stewart, Taylor, Upshaw, Walworth, Warfield and Wrede—39.

Nays—Messrs. Speaker, Armstrong, Baxter, Caddell, Dale, Dennis, Francis, Foscue, Goodrich, Hall, Harrison, of C., Har-

rison of U., Harrison of V.Z., Houghton, Maverick, Maxey, Mills, Norton, Owens, Perry, Redwine, Ross of R., Shelton, Short, Wælder, Waterhouse and Whitmore—28.

On motion of Mr. Taylor,, the bill was recommitted to the committee on Retrenchment and Reform.

On motion the House adjourned, till 7½ o'clock, P. M.

7½ o'Clock, P. M.

House met—roll called—no quorum.

Mr. McKnight moved to excuse Mr. Benevides from the House. Carried.

A quorum being present.

The report from the Judiciary committee, recommending that the bill to amend the 1126 Article of O. & W., Digest, was taken up and adopted.

Report from the Judiciary committee recommending the non-passage of the bill, to authorize the county courts of Upshur and numerous other counties, to regulate the pay of Sheriffs' therein in certain cases, was taken up.

Mr. Hall moved to lay the report on the table. Lost.

On motion of Mr. Taylor, the main question was ordered, which being on the adoption or rejection of the report, the House rejected the report by the following vote:

Mr. Crawford calling for the yeas and nays.

Yeas—Messrs. Bryce, Bryan, Dale, Darnell, Epperson, Francis, Foscue, Harrison of C., Harrison of U., Henry, Hobby, Houghton, Hubbard, Lewis of R., Manly, Maxey, Mundine, Munson, Parker. Redwine, Ross of T., Shelton, Stewart, Taylor and Warfield—25.

Nays—Messrs. Speaker, Armstrong, Baxter, Branch, Buckley, Caddell, Craig, Crawford, Crooks, Clark, Cumby, Davis, Dennis, Edwards, Flewellen, Fort, Goodrich, Hall, Lewellen, Lewter, Maverick, Morris, McKnight, Middleton, Nelson, Norton, Perry, Robinson, Ross of R., Shannon, Smith, Speights, Upshaw, Waterhouse, Whitfield and Whitmore—37.

On motion of Mr. Taylor, the county of Fannin was added to the bill.

Mr. Nelson proposed to amend by adding the counties of Bosque, Erath, Palo Pinto, Hamilton, Comanche, Lampasas, Coryell, McLennan, Bell, Buchanan, Eastland, Matagorda, Wharton, Tyler, Liberty, Polk, Brazoria, Goliad and Karnes, to the bill.

Mr. Armstrong moved to adjourn until to-morrow 9 o'clock, A. M. Lost.

On motion of Mr. Dale the county of Washington was added to the bill.

Mr. Crooks moved to add Smith and Anderson counties to the bill.

Mr. Clark moved to lay the amendment on the table. Lost.

On motion the House adjourned till 9½ o'clock, A. M., to-morrow.

HOUSE OF REPRESENTATIVES,
Friday, March 29, 1861.

House met pursuant to adjournment—roll called—quorum present. Journal of yesterday read and adopted.

A communication from the Hon. John H. Manley, tendering his resignation as a member of the House, was taken from the Speaker's stand. Read and referred to the Secretary of State.

Mr. Harrison of V. Z., one of the committee on Public Lands reported recommending that the bill to amend the act to reorganize the Court of Claims and to extend the time for the presentation of claims for land against the Republic or State of Texas, approved February 7th, 1860, be laid on the table.

Mr. Shannon, one of the committee on Public Lands reported recommending that the bill to receive 10 per cent warrants for land dues, be referred to the Committee on Finance, and report adopted.

Also reported recommending the passage of the bill authorizing the pattenting of lands not made in a square.

Also reported a substitute for the bill granting to settlers on the alternate sections of land belonging to the State in the Memphis, El Paso and Pacific Railroad Reserve, pre-emption privileges, and recommended its passage.

Mr. Munson, one of committee on the Judiciary reported recommending the indefinite postponement of the two petitions of sundry citizens of Guadalupe county.

Mr. Taylor of Fannin offered the following resolution:

WHEREAS, a large amount of property and money lately belonging to the United States, has been seized by the State of Texas and whereas in a final adjustment of accounts between the United States and the State of Texas, it will be essential to the settlement thereof that there should be no dificulty on account of want of information thereof. Therefore be it

Resolved, That the committee on State Affairs, be instructed to enquire, 1st. What amount of property has been seized by the State of Texas. 2nd. Of what description. 3rd. What amount of money. 4th. In whose possession said property now is. 5th. By what authority it is held, and what security the State now has for the security and safe keeping of the same, and report to this House at as early a day as possible, and be it *further resolved*, that in the opinion of the committee, the safe keeping of the property is not provided for, the committee be instructed to report a bill for that purpose.

On motion of Mr. Dennis, the words "State Affairs" was stricken out and "Judiciary" inserted and resolution adopted.

Mr. Mabry introduced a bill to authorize the sale of judgments in certain cases. Read first and second times and referred to Judiciary committee.

Mr. Stewart introduced a bill to amend the 3rd section of an act entitled an act amendatory of the laws to raise revenue by direct taxation, approved February 16th, 1858. Read first and second times and referred to the committee on Finance.

Mr. Clark introduced a bill to modify the provisions of an act of 30th of January, 1854, granting lands to railroads. Read first and second times and referred to committee on Internal Improvements.

ORDERS OF THE DAY.

The qustion pending when the House adjourned last night, viz:

Mr. Crook's amendment to Mr. Nelson's amendment to a bill to allow the county courts of certain counties to regulate the pay of Sheriffs in certain cases, was taken up, and Mr. Crook's amendment laid on the table, and Nr. Nelson's amendment adopted.

On motion of Mr. Dennis, Washington county was stricken from the bill.

Mr. Hobby moved to add Live Oak, Bee, Nueces, San Patricio and Refugio. Adopted.

Mr. Francis moved to strike out all counties except Nacogdoches.

Mr. Francis moved to lay the amendments on the table. Carried.

Mr. Crooks moved to lay the bill on the table. Lost.

On motion of Mr. Fort, the counties of Austin, Upshur and Denton were striken from the bill.

On motion of Mr. Wrede, Gillespie county was added to the bill.

On motion of Mr. Lewis of R., Milam county was added to the bill.

On motion of Mr. Wælder, Madina, Uvalde, Kerr and Bandera, were added to the bill.

Mr. Maxey moved to add Galveston and Hidalgo counties to the bill.

Mr. Fort moved to lay the amendment on the table. Lost and amendment adopted.

On motion of Mr. Mills, the vote was reconsidered and amendment withdrawn.

Mr. Shelton proposed to amend by striking out "$200 00."

On motion of Mr. Buckley, the amendment was laid on the table.

Mr. Maxan moved to strike out Polk county. Lost.

On motion of Mr. Nelson, the main question was ordered and bill ordered to be engrossed.

Mr. Buckley moved to suspend rule, and place bill on final reading. Lost.

Mr. Davis offered the following resolution:

WHEREAS, The State of Texars presents the anomulous specticle of two persons, each claiming the right and holding it his duty to exercise the functions of Governor. Wherefore and whereas the validity of the acts of the Legislature itself is dependent upon their receiving the sanction of the legal and constitutional Executive and whereas, no citizen of the State of Texas should be left to conjecture or supposition as to who is rightfully the Chief Executive thereof. Therefore

Resolved, That the committee on the Judiciary be required to enquire into and report to this House, in whose hands repose at this time the legal and constitutional duties and functions of Governer of the State, together with the facts and reasoning on which rests their conclusions relative to the enquiry herein made.

On motion of Mr. Stewart the resolution was rejected.

The resolution calling upon the Comptroller for information was taken up.

Mr. Shelton moved to amend as follows:

"Also the amount of interest due and unpaid upon any money loaned by the State to Railroads and from what companies such interest is due," accepted and the resolution adopted.

Report from Judiciary committee recommending the indefinite postponement of the bill providing for stay and execution of existing judgment on debts due by contract, or for damages arising from breach of contract, was taken up and adopted.

Mr. Ross of Rusk, by permisson offered the following resolution.

Resolved, That the Committee on Military Affairs, be instruc-

ted to enquire into the condition of the public arms of this State; their number and description; their distribution if distributed, and if any legislation may be necessary to increase their number or their efficiency by repairs, and report by bill or otherwise. Adopted.

Mr. Branch, one of the committee on Enrolled bills reported correctly engrolled and properly signed, a bill granting a pension to William H. Anderson.

Also, a bill making an appropriation to defray the expenses of the Convention, passed March 23rd, A. D., 1861, and that the same have been presented to the Governor for his signature and approval.

Mr. Crooks, chairman of the committee on Engrossment reported correctly engrossed, a bill prescribing the duties and obligation in certain cases of commission merchants, factors and others.

The hour having arrived the special order, to-wit:

A bill to amend article 705 of Oldham and White's Digest together with the report of the Judiciary was taken up.

[Mr. Dennis in the chair.]

Mr. Hubbard offered a substitute for the bill.

Mr Hubbard moved to recommit the bill to the committee on the Judiciary. Carried.

Mr. Mabry introduced a bill to amend an act entitled an act to reorganize the Court of Claims, and to extend the time for the presentation of claims for land against the Republic or State of Texas. Read first and second times and referred to Judiciary committee.

A message was received from the Senate informing the House that the Senate had passed the following House bill.

A bill making an appropriation to pay John Marshall for certain services and had amended and passed the House bill to attach the unorganized counties of Wichita, Wilbarger, Hardeman and Greer to the county of Clay, so as to form one Land District, with amendment.

Also had passed the following Senate's bills:

A bill in relation to the school fund derivable from taxation under the provisions of the 2nd section of the 10th article of the Constitution of the State.

Also, had passed the Senate's bill to attach the county of Edwards to the county of Uvalde for Judicial and other purposes until organized.

Bill to provide for the approval of bonds in certain cases herein

specified was taken up. Read second time and ordered to be engrossed.

Mr. Goodrich moved to suspend the rule and place bill on its final reading. Lost.

On motion of Mr. Flewellen, the joint resolution assenting to and approving of the adoption of the Constitution of the Confederate States of America, with report from the committee on Federal Relations, recommending a substitute was taken up and the substitute adopted.

Mr. Davis proposed to amend by striking out the proviso.

Mr. Nelson proposed to amend as follows:

Strike out provided "nevertheless that," and strike out "retains" and insert "having." Adopted by the following vote:

Mr. Davis calling for the yeas and nays.

YEAS—Messrs. Speaker, Baxter, Benevides, Billingsly, Buckley, Caddell, Craig, Cocke, Cumby, Dale, Darnell, Dennis, Dickson, Duncan, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Harrision of C., Harrison of V. Z., Harrison of U., Henderson, Hobby, Hubbard, Lewter, Mabry, Maxan, Maxey, Morris, Mills, Munson, Nelson, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Short, Smith, Speights, Upshaw, Wælder, Walworth, Warfield, Waterhouse, Whitfield and Wrede—53.

NAYS—Messrs. Armstrong, Branch, Bryce, Bryan, Clark, Davis, Epperson, Hartley, Houghton, Lewellen, McKnight, Mundine, Norton, Stewart and Whitmore—15.

Mr. Hartley offered the following as a substitute for the resolution and amendments:

Resolved, That while we acquiese in the adoption of the permanent Constitution of the Confederate States by the Convention, we believe that an issue of so much moment should have been submitted to a vote of the people.

On motion the House adjourned till 7½ o'clock, P. M.

7½ o'CLOCK, P. M.

House met—roll called—quorum present.

On motion of Mr. Hubbard, Mr. Armstrong was excused from attendance on the House to-night.

The bill and substitute pending when the House adjourned was taken up.

Mr. Upshaw moved the previous question, which was seconded, the question being shall the main question be now put, the House ordered it by the following vote:

Mr. Buckley calling the yeas and nays.

Yeas—Messrs. Speaker, Baxter, Billingsly, Bryan, Buckley, Caddell, Craig, Crawford, Cocke, Cumby, Dale, Darnell, Dennis, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Hobby, Hubbard, Maverick, Maxey, Morris, Nelson, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Smith, Speights, Stewart, Taylor, Upshaw, Wælder, Walworth, Warfield and Whitfield—40.

Nays—Messrs. Branch, Bryce, Crooks, Clark, Dickson, Duncan, Epperson, Hartley, Henry, Houghton, Lewis of R., Mabry, McKnight, Middleton, Mundine, Norton, Owens, Redgate, Shannon, Shelton, Short, Waterhouse, Whitmore and Wrede—24.

Mr. Taylor moved to reconsider the vote just taken, ruled out of order by the Speaker, as the rules forbid any motion after the main question had been ordered.

The question being on the engrossment of the bill, the same was put and the bill ordered to be engrossed by the following vote:

Mr Buckley calling for the yeas and nays.

Yeas—Messrs. Speaker, Baxter, Billingsly, Bryan, Buckley, Caddell, Craig, Crawford, Clark, Cocke, Cumby, Dale, Darnell, Dennis, Dickson, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Hobby, Houghton, Hubbard, Maverick, Maxey, Morris, Nelson, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Smith, Speights, Stewart, Upshaw, Wælder, Walworth, Warfield and Whitfield—43.

Nays—Messrs. Branch, Bryce, Crooks, Davis, Duncan, Epperson, Hartley, Henry, Lewellen, Mabry, McKnight, Middleton, Mundine, Norton, Owens, Redgate, Shannon, Shelton, Short, Taylor, Waterhouse, Whitmore and Wrede—23.

On motion the House adjourned till 9½ o'clock, A. M., tomorrow.

House of Representatives,
Saturday, March 30, 1861.

House met pursuant to adjournment—roll called—quorum present. Journal of yesterday read and adopted.

The resignation of Robert Cotter, Assistant Sergeant-at-arms, was taken from the Speaker's stand, and accepted.

By permission, Mr. Buckley offered the following resolution:

Resolved, That the Speaker be authorized to appoint some

suitable person to act as Assistant Sergeant-at-arms, to fill the vacancy caused by the resignation of Robert Cotter.

Mr. Dale moved to lay the resolution on the table. Lost, by the following vote:

YEAS—Messrs. Caddell, Craig, Crooks, Cumby, Dale, Darnell, Edwards, Epperson, Foscue, Harrison of C., Harrison of U., Mabry, Maverick, Maxey, Mills, Parker, Perry, Redwine, Ross of R., Ross of T., Speights, Stewart, Taylor, Wælder, Whitfield and Wrede—27.

NAYS—Messrs. Armstrong, Baxter, Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Crawford, Clarke, Cocke, Davis, Dennis, Dickson, Duncan, Flewellen, Fort, Goodrich, Harrison of V. Z., Hartley, Houghton, Hubbard, Lewellen, Lewis of R., Maxan, McKnight, Mundine, Nelson, Owens, Redgate, Robinson, Shannon, Shelton, Short, Smith, Upshaw, Walworth, Whitmore and Waterhouse—40.

Mr. Stewart proposed to amend, by striking out "some person," and insert "Wilson Randle."

Mr. Francis moved to indefinitely postpone the resolution. Lost by the following vote; Mr. Francis calling for the yeas and nays:

YEAS.—Messrs. Billingsly, Bryce, Caddell, Craig, Crawford, Crooks, Clark, Cumby, Dale, Darnell, Davis, Edwards, Epperson, Flewellen, Francis, Foscue, Harrison of C., Harrison of U., Houghton, Lewis of R., Mabry, Maverick, Morris, Middleton, Mills, Munson, Perry, Redwine, Ross of R., Speights, Stewart, Taylor, Upshaw, Whitfield, Whitmore and Wrede—36.

NAYS—Messrs. Armstrong, Baxter, Benevides, Branch, Bryan, Buckley, Cocke, Dennis, Dickson, Duncan, Fort, Goodrich, Hall, Harrison of V Z., Hartley, Hubbard, Lewellen, Maxan, Maxey, McKnight, Mundine, Nelson, Owens, Parker, Redgate, Robinson, Ross of T., Shannon, Shelton, Short, Smith, Wælder, Walworth and Warfield—36.

Mr. Taylor offered the following resolution:

Resolved, That the House now proceed to the election of Messenger. Adopted, and,

On motion of Mr. Foscue, the resolution was postponed till the fourth day of July, 1861.

On motion, Messrs. Navarro and Lewter were excused from attendance on the House.

Mr Lewellen presented the remonstrance of sundry citizens of Collin county. Referred to committee on County and County Boundaries.

On motion of Mr. Redwine, Messrs. Lewellen, Crawford and

Maverick were added to the committee on Retrenchment and Reform.

Mr. Buckley, chairman of the committee on Judiciary, reported a substitute for the bill to validate the official acts of Commissioners, and other officers, appointed by the State of Texas to take depositions, and do other official acts, in the various States lately composing the late United States of America, and to continue them in office until further provided for, and recommended its passage.

On motion of Mr. Buckley, the rule was suspended, the report taken up and adopted, bill read second time, and ordered to be engrossed.

On motion of Mr. Buckley, the rule was further suspended, bill read third time, and passed.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed the following bills:

A bill to authorize the County Courts of certain Counties to levy a certain tax. Also,

A bill to provide for the Approval of Bonds in certain cases. Also,

A Joint Resolution concerning the Records, etc., of the District Courts of the late United States.

Mr. Walworth, one of the committee on Public Lands, reported, recommending the indefinite postponement of the bill, and substitute, to Reduce the price of Public Lands.

Mr. Goodrich, one of the committee on the Judiciary, reported a bill to amend article 378 of Oldham and White's Digest, and recommended its passage.

[Mr. Hubbard in the chair.]

Mr. Goodrich moved to suspend the rule. Lost.

Mr. Stewart, chairman of the committee on Finance, reported the indefinite postponement of the bill to change article 1065 and 1066, sections 1 and 2 of Oldham and White's Digest.

Mr. Stewart, chairman of committee on Finance, reported the Senate's bill providing for the settlement of the claims of the Company commanded by Captain John Williams, in the years 1858 and 1859, and to make appropriation to pay the same, back to the House for their action, without recommendation either for or against.

On motion of Mr. Nelson, rule was suspended, bill read second time, and passed to third reading.

On motion of Mr. Wælder, the rule further suspended, the bill read third time, and passed by the following vote; Mr. Shelton calling for the yeas and nays:

YEAS—Messrs. Armstrong, Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Craig, Crawford, Crooks, Clark, Cooke, Darnell, Davis, Duncan, Edwards, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Henry, Hobby, Houghton, Hubbard, Lewis of R., Mabry, Maverick, Maxan, Maxey, Morris, Middleton, Mills, Mundine, Nelson, Norton, Owens, Parker, Perry, Redgate, Robinson, Shannon, Smith, Speights, Stewart, Upshaw, Wælder, Warfield, Waterhouse, Whitfield and Wrede—52.

NAYS—Messrs. Dale, Dickson, Francis, Fort, Foscue, Redwine, Ross of R., Shelton, Taylor and Whitmore—10.

A message was received from the Senate, informing the House that the Senate had passed the following House bills:

A bill to fix the time for holding the District Courts in the Seventh Judicial District.

And a bill to amend the second section of an act to reorganize the Fifteenth Judicial District, and regulate the time of holding courts therein.

Also, the following Senate's bills:

A bill concerning contested elections of Judges of the District Courts.

A bill to authorize, and require, the Commissioner of the General Land Office to Patent Surveys out of their regular order.

A bill to refund the expenses, and to pay for the services, of S. P. Hollingsworth and Captain John G. Todd, as Special Messengers from the Convention to the Congress of the Confederate States, at Montgomery, Alabama.

A bill to authorize, and require, all Forced Sales of Real Estate and Negroes, and Sales of Real Estate or Negroes, made by executors or administrators in the County of Nueces, to be made at the front door of La Retama House, in the City of Corpus Christi.

Also, a bill to amend the act supplemental to an act to Regulate Estrays, approved February 5, 1860.

Mr. Maxey, one of the committee on Enrolled Bills, reported correctly enrolled—

Bill making Appropriation to pay John Marshall for certain services, and that the same was properly signed, and had been presented to the Governor for his signature and approval.

Mr. Mills moved to take up the Senate's bill relative to Estrays. Lost.

Mr. Redwine, chairman, on the part of the House, on Retrenchment and Reform, reported a joint resolution in relation to the Penitentiary, and recommended its passage.

Also reported, recommending the passage of a joint resolution, suspending the Geological Survey, with an amendment to come in at the end of the first section:

"And the State Geologist is required to prepare for publication a full report of his investigations, for which purpose he is continued until the 1st day of July, 1861, and no longer. Upon going out of office, the State Geologist shall turn over to the Secretary of State all specimens, minerals, chemicals, apparatus, etc.; whose duty it shall be to have the same preserved for the benefit of the State.

Mr. Mabry, chairman of committee on Enrolled Bills, reported the following correctly enrolled:

A bill relative to attorneys at law;

And a bill relative to further regulating Proceedings in the District Courts; and that the same had been presented to the Governor for his signature.

Mr. Hartley introduced a bill providing for the Pay of the Current Expenses of the Revenue Cutter Dodge. Read first and second times, and referred to committee on Federal Relations.

Mr. Craig introduced a bill to amend the act authorizing and requiring the County Courts to Regulate Roads, appoint Overseers, etc. Approved February 8, 1858. Read first and second times, and referred to committee on Judiciary.

Mr. Billingsly offered the following resolution:

Resolved, That the funeral expenses of the late Captain T. P. Plaster, door-keeper of the House of Representatives, be paid out of the contingent expenses of the House of Representatives, and that the Chief Clerk of the House is hereby authorized, and required, to approve said accounts, and the Treasurer to pay the same. Referred to committee on State Affairs.

The hour having arrived, the special order, to wit, the report from committee on Finance, recommending the passage of the bill Authorizing a Loan, and imposing a Specific Tax to meet the principal and interest thereof, and specifying how the money arising from the loan shall be applied.

On motion of Mr. Hubbard, the House went into committee of the whole on the bill.

Committee rose, reported progress, and asked leave to sit again.

On motion of Mr. Hubbard, the words "either in the Confederate States of America or in the United States of America," in the third section, was stricken out.

A message was received from his Excellency the Governor.

Mr. Francis moved to postpone the bill, for the present, and take up the Governor's message. Lost.

On motion, the House adjourned till nine o'clock, Monday morning.

HOUSE OF REPRESENTATIVES,
Monday, April 1, 1861.

House met pursuant to adjournment. Roll called—quorum present.

Journal of Saturday read and adopted.

On motion of Mr. Davis, the following message from his Excellency, the Governor, was taken from the Speaker's stand and read.

On motion of Mr. Flewellen, 5000 copies of the Governor's message was ordered to be printed.

Mr. Bryan presented the memorial of certain citizens of Hardin county. Referred to committee on County and County Boundaries.

Mr. Norton presented the petition of sundry citizens of Kaufman county. Referred to committee on Education.

Mr. Maverick presented the petition of N. A. Mitchell and others. Referred to committee on Internal Improvements.

Mr. Buckley, Chairman of committee on the Judiciary, reported a substitute for the joint resolution relative to the transfer of arms and munitions of war lately seized by Texas, to the Confederate States, and recommended its passage.

On motion of Mr. Buckley, the rule was suspended, report taken up.

Mr. Buckley asked and obtained leave to withdraw the report.

Mr. Dennis, Chairman of committee on State Affairs, reported recommending the passage of the joint resolution concerning Iron Founderies in this State.

Also reported, recommending the passage of the Senate's bill to authorize the County Courts of the several counties to transfer portions of the jury fund to the general county fund.

Mr. Henderson offered the following resolution:

Resolved, That the Finance committee be instructed to report by bill an amendment to section eight, of an act to provide for the assessment and collection of taxes, approved Feb. 11, 1850; so that each citizen of Texas may give in his lands for taxation in the county of his residence. Referred to committee on Finance.

Mr. Mills introduced a joint resolution, proposing an amendment to the State Constitution. Read first and second times.

Mr. Buckley introduced a bill supplementary to the act to provide for the investment of the Special School Fund, in the bonds of railroad companies incorporated by the State, passed Aug. 13, 1856; read first and second times and referred to committee on Internal Improvements.

Also introduced a bill to amend the act of limitations, approved Feb. 5, 1860. Read first and second times and referred to Judiciary committee.

Mr. Lewellen introduced a bill supplementary to the supplementary act to ascertain what land certificates have been illegally issued by the County Courts of counties in Peters' Colony, and to provide for issuing patents on such of said certificates as are legal. Read first and second times and referred to Judiciary committee.

ORDERS OF THE DAY.

The bill authorizing a State loan, with an amendment pending when the House adjourned, was taken up.

On motion of Mr. Henderson, the amendment was laid on the table by the following vote. Mr. Davis calling for the yeas and nays:

YEAS—Messrs. Armstrong, Benevides, Buckley, Craig, Crawford, Cumby, Dale, Darnell, Dennis, Dickson, Duncan, Flewellen, Francis, Fort, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Lewter, Maxan, Maxey, Mills, Munson, Parker, Perry, Robinson, Ross of T., Shannon, Shelton, Smith, Speights, Stewart, Wælder, Walworth, Warfield, Waterhouse and Whitfield—38.

NAYS—Messrs. Speaker, Baxter, Branch, Bryce, Bryan, Clark, Cocke, Davis, Edwards, Epperson, Goodrich, Henry, Hobby, Hubbard, Lewellen, Lewis of R., Maverick, Morris, McKnight, Middleton, Mundine, Navarro, Nelson, Owens, Redgate, Redwine, Ross of R., Short, Upshaw and Whitmore—30.

Mr. Munson offered a substitute for the bill.

(Mr. Shannon in the Chair.)

On motion of Mr. Henderson, the substitute was laid on the table.

Mr. Clark moved to reconsider the vote passing bill to amend 71st and 92nd sections of an act to regulate proceedings in the District Courts.

On motion of Mr. Dennis, further consideration of the motion was postponed until to-morrow, at 11 o'clock.

Mr. Henderson moved to reconsider the vote adopting the report of committee on Finance, on the bill relative to jury fund and that its consideration be postponed until to-morrow. Carried.

Mr. Redwine offered a substitute for the third section of the bill before the House.

Mr. Darnell offered the following as a substitute for the amendment:

Provided however, that should said bank bills or coupons be negotiated for bank bills, the terms of said negotiation shall be such that said bank bills may be given in payment on said bonds or coupons, lost by the following vote. Mr. Fort calling for the yeas and nays:

YEAS—Messrs. Armstrong, Benevides, Buckley, Crawford, Dale, Darnell, Davis, Dickson, Duncan, Epperson, Flewellen, Harrison of C., Harrison V. Z., Harrison of U., Henderson, Houghton, Lewellen, Lewis of R., Maxan, Maxey, McKnight, Mills, Perry, Ross of T., Shannon, Shelton, Speights, Stewart, Whitfield and Wrede—30.

NAYS—Messrs. Speaker, Baxter, Bryce, Bryan, Caddell, Craig, Clark, Cocke, Cumby, Edwards, Francis, Fort, Foscue, Goodrich, Hall, Hartley, Hobby, Hubbard, Maverick, Morris, Middleton, Mundine, Munson, Nelson, Norton, Owens, Parker, Redgate, Redwine, Robinson, Ross of R., Short, Smith, Taylor, Wælder, Walworth, Warfield, Waterhouse and Whitmore—39.

Mr. Hartley offered a substitute for the amendment.

On motion of Mr. Henderson, laid on the table.

Mr. Taylor moved to lay the pending amendment on the table; lost by the following vote. Mr. Fort calling for the yeas and nays.

YEAS—Messrs. Armstrong, Bryce, Crawford, Darnell, Duncan, Flewellen, Hobby, Lewis of R., Lewter, Maverick, Maxan, Maxey, Mills, Mundine, Perry, Ross of T., Short, Speights, Stewart, Walworth and Waterhouse—22.

NAYS.—Messrs. Speaker, Baxter, Benevides, Bryan, Caddell, Craig, Clark, Cocke, Cumby, Dale, Davis, Dickson, Epperson, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Henderson, Houghton, Hubbard, Lewellen, Morris, McKnight, Middleton, Munson, Navarro, Nelson, Norton, Owens, Parker, Redgate, Redwine, Robinson, Ross of R., Shannon, Shelton, Smith, Upshaw, Wælder, Warfield, Whitfield and Whitmore—47.

The substitute was adopted.

Mr. Darnell proposed to amend as follows:

"Provided that the said bonds shall not be sold for more than 10 per cent. discount."

Mr. Fort proposed to amend the amendment as follows:

"Provided that said bonds cannont be sold at par, the Comptroller shall exercise his discretion with the consent of the Governor, as to whether he will sell them or not."

On motion of Mr. Nelson, the main question was ordered and the bill ordered to be engrossed by the following vote:

YEAS—Messrs. Speaker, Armstrong, Benevedes, Branch, Bryan, Buckley, Caddell, Crawford, Clark, Cocke, Cumby, Dale, Davis, Dennis, Dickson, Duncan, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Harrison of U., Hartley, Henderson, Hobby, Houghton, Lewis of R., Maxan, Maxey, Mills, Navarro, Nelson, Parker, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Speights, Stewart, Upshaw, Wælder, Walworth, Warfield, Waterhouse and Whitfield—49.

NAYS—Messrs. Baxter, Bryce, Craig, Darnell, Edwards, Epperson, Harrison of V. Z., Lewellen, Lewter, Morris, Middleton, Mundine, Munson, Norton, Owens, Redgate, Taylor and Whitmore—18.

On motion of Mr. Nelson, the rule was suspended, bill read third time.

Mr. Hartley proposed to amend as follows:

"SEC. 9. The die upon which the bonds and coupons are struck off, shall thereupon be destroyed, in the presence of the Governor and Comptroller."

"SEC. 10. Five thousand dollars, or so much thereof as may be necessary, is hereby appropriated to defray the expenses incurred in carrying out this bill." Adopted.

Mr. Morris proposed to amend as follows:

"SEC. 3. First line after "Comptroller" insert "with the advice and consent of the Governor." Lost.

Mr. Munson moved to strike out all after the words "marks" in third line eighth section. Lost.

On motion of Mr. Hartley, the main question was ordered and the bill passed by the following vote:

YEAS—Messrs. Speaker, Armstrong, Benevides, Bryan, Buckley, Caddell, Craig, Crawford, Clark, Cocke, Cumby, Dale, Davis, Dennis, Dickson, Flewellen, Francis, Fort, Goodrich, Hall, Harrison of C., Harrison of U., Hartley, Henderson, Hobby, Houghton, Hubbard, Lewis of R., Maxan, Maxey, Morris, Mills, Navarro, Nelson, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Short, Speights, Smith, Stewart, Upshaw, Wælder, Walworth, Warfield, Waterhouse and Whitfield—49.

Nays—Messrs. Baxter, Bryce, Darnell, Edwards, Epperson, Harrison of V. Z., Lewellen, Lewter, Maverick, McKnight, Middleton, Mundine, Norton, Owens, Redgate, Taylor and Whitmore—19.

Mr. Fort moved to reconsider the vote and to lay that motion to reconsider on the table. Carried.

Mr. Henderson introduced a joint resolution, to amend the State Constitution. Read first and second times and referred to committee on Judiciary.

On motion the House adjourned till 7½ o'clock, P. M.

7½ o'Clock, P. M.

House met. Roll called—no quorum present.

On motion of Mr. Davis, a call of the House was ordered.

Messrs. Lewis of M., Nelson, Lewter and Mabry, were excused from attendance on the House, for to-night, on account of indisposition.

Absentees:—Messrs. Benevides, Cocke, Duncan, Flewellen, Hall, Henderson, Henry, Maverick, Maxan, Mills, Munson, Nelson, Redgate and Short.

A quorum appearing, the call was suspended.

Mr. Buckley, Chairman of committee on Judiciary, by permission, reported a substitute for the joint resolution relative to the property seized by Texas from the late Government of the United States.

On motion of Mr. Buckley, rule suspended, report taken up.

Mr. Hubbard proposed to amend as follows:

"Said person so appointed by the Governor, shall receive the same mileage and *per diem* pay as is paid to members of the Legislature, for the time required and service rendered by him in perfecting said transfer. Adopted.

Mr. Hartley proposed to amend as follows:

"Strike out all between "receive" and "for the time," and insert "$—— per month."

Mr. Morris moved the previous question. Lost.

Mr. Wælder offered the following as a substitute for the amendment:

"Said person so appointed by the Governor, shall receive $5,00 for each day spent by him in the service of the State, and the same mileage which is paid to members of the Legislature, the mileage to be calculated by the ordinary routes in traveling from one post to another." Adopted.

Mr. Morris proposed to amend as follows:

Strike out all in reference to pay and mileage, and insert "the pay, rations and perquisits allowed to assistant Quarter-Master, with the rank of Captain in the United States army."

Mr. Maxey moved to lay the amendment on the table. Carried by the following vote. Mr. Morris calling for the yeas and nays:

YEAS—Messrs. Speaker, Armstrong, Billingsly, Branch, Bryce, Buckley, Caddell, Craig, Crawford, Crooks, Clark, Cocke, Cumby, Dale, Darnell, Davis, Dennis, Epperson, Fort, Goodrich, Hall, Harrison of V. Z., Harrison of U., Hobby, Hubbard, Lewellen, Lewis of R., Maverick, Maxey, Mundine, Norton, Owens, Parker, Robinson, Ross of T., Shannon, Shelton, Smith, Stewart, Upshaw, Wælder, Walworth, Warfield, Waterhouse and Whitfield—44.

NAYS—Messrs. Baxter, Edwards, Francis, Foscue, Harrison of C., Hartley, Maxan, Morris, McKnight, Middleton, Perry, Redwine, Speights, Taylor and Whitmore—15.

Mr. Maxan proposed to amend the amendment as follows:

"1st.—The agent of the State of Texas, shall keep a true and correct account of the travelling expenses, incurred by him in the fulfillment of his duties, which shall be paid him by the Tresurer, on oath, made by him to the correctness of his accounts."

"2nd.—The agent aforesaid shall receive a commission of five cents on the $100 00, on the value of the property transferred by the State to the Confederate States, as per inventory and appraisement agreed to by him, as a compensation for his services."

On motion of Mr. Francis, laid on the table.

Mr. Stewart proposed the following as a substitute:

"The person so appointed by the Governor, shall receive mileage at the rate of twenty cents per mile, for every mile actually traveled in going to and returning from the several localities of the property to be delivered, and the sum of five dollars *per diem* for the time he is stationary in the discharge of the duties of his appoin ment. The said agent of the State shall have authority to appoint two assistant appraisers, and they, together with himself, shall appraise all the property so delived, and he shall swear them to the appraisment, and shall also swear to the same himself, before any competent authority, and file the same in the office of the Secretary of State. Said two assistant appraisers, shall be entitled to the same mileage and *per diem* as is allowed to said agent of the State, in proportion to the distance traveled and time engaged in the appraisment."

On motion of Mr. Francis, laid on the table.

Mr. Taylor proposed to amend as follows:

"Provided that the Confederate States take the property at the same value, and upon the schedule and invoices, signed by the Commissioners appointed by the Convention."

Mr. Francis moved the previous question; which was seconded.

The question being: shall the main question be now put. No quorum voted.

Mr. Buckley moved to adjourn until 9½ o'clock, A. M. tomorrow. Lost by the following vote:

YEAS—Messrs. Speaker, Armstrong, Baxter, Billingly, Branch, Bryce, Buckley, Davis, Edwards, Epperson, Goodrich, Harrison of V. Z., Hartley, Houghton, Lewellen, Lewis of R., Mundine, Norton, Redwine, Smith, Speights, Walworth, Whitfield and Wrede—24.

NAYS—Messrs. Caddell, Craig, Crawford, Crooks, Clark, Cocke, Darnell, Dennis, Francis, Fort, Foscue, Hall, Harrison of C., Harrison of U., Wælder, Warfield, Waterhouse and Whitmore—18.

On motion the House adjourned until 9 o'clock, A. M. tomorrow.

HOUSE OF REPRESENTATIVES,
Tuesday, April 2d, 1861.

House met pursuant to adjournment—roll called—quorum present. Journal of yesterday read and adopted.

[Mr. Dennis in the chair.]

Mr. Cocke presented the petition of sundry citizens of Goliad county. Referred to the committee on Counties and County Bounderies.

Mr. Branch, one of the committee on Enrollment, reported correctly enrolled and properly signed, the following bills:

A bill to fix the time for holding the district courts in the 7th Judicial District.

A bill to amend the second section of an act to reorganize the 15th judicial district and regulate the time of holding courts therein.

Also a bill to provide for the settlement of the claims of the company commanded by Capt. John Williams in the years 1858 and 1859, and to make an appropriation to pay the same and that the same had been presented to the Governor for his signature and approval.

Mr. Buckley, chairman of the Judiciary committee, reported recommending the passage of the bill to amend the act of limitations, approved February 5th, 1860.

Mr. Crooks, chairman of the committee on Engrossed bills, reported correctly engrossed a bill to authorize a loan and imposing a special tax to meet the principal and interest thereto, and specifying how the money arising from the loan shall be applied.

Mr. Mills offered the following resolution :

Resolved, That J. W. Johnson be paid the sum of sixty-five dollars out of the contingent fund of the House for traveling to Centerville and back on business of this House and by its order. Adopted.

Mr. Lewis of R., introduced a bill providing for the disposition of runaway slaves. Read first time.

On motion of Mr. Lewis of R., rule was suspended; bill read second time and ordered to be engrossed.

On motion of Mr. Parker, rule further suspended; bill read third time and passed.

Mr. Darnell, chairman of the committee on Federal Relations, reported recommending the passage of the bill providing for the pay of the current expenses of the revenue cutter Dodge.

On motion of Mr. Darnell, rule suspended and report taken up; bill read second time and ordered to be engrossed.

On motion of Mr. Hartley, rule further suspended; bill read third time and passed.

Mr. Ross of R., introduced a bill to amend an act entitled an act amendatory of the laws to raise revenue by taxation. Read first time.

On motion of Mr. Ross of R., rule suspended; bill read second time.

Mr. Mills moved to strike out second section of the bill.—Carried by the following vote; Mr. Buckley calling for the yeas and nays :

YEAS—Messrs. Armstrong, Baxter, Branch, Bryan, Craig, Crawford, Crooks, Dale, Darnell, Dennis, Dickson, Duncan, Epperson, Francis, Fort, Goodrich, Hall, Harrison of V. Z., Harrison of U., Hartley, Henderson, Henry Hobby, Houghton, Hubbard, Lewellen, Maxan, Maxey, Middleton, Mills, Munson, Nelson, Norton, Perry, Redgate, Robinson, Ross of T., Shannon, Short, Smith, Walworth, Waterhouse and Wrede—43.

NAYS—Messrs. Speaker, Billingsly, Bryce, Buckley, Caddell, Clark, Cocke, Cumby, Davis, Edwards, Flewellen, Foscue, Harrison of C., Lewis of R., Lewter, Maverick, Morris, McKnight,

Mundine, Owens, Parker, Redwine, Ross of R., Shelton, Speights, Stewart, Taylor, Upshaw, Warfield and Whitmore—30.

Mr. Davis proposed to amend as follows: "Provided, that all cash notes and bills of credit or obligations for money shall be subject to taxation and that all amounts of debt owing to other persons in this State by citizens of this State, shall be deducted from the amount of his taxable property and shall not be compelled to pay tax upon such amount, so owing."

On motion of Mr. Duncan, the amendment was laid on the table.

Mr. Duncan moved to lay the bill on the table. Lost, and bill ordered to be engrossed.

On motion of Mr. Ross of R., rule further suspended; bill read third time.

Mr. Mills moved to strike out "20 cts." and insert "12½ cts."

On motion of Mr. Flewellen, laid on the table, and the bill passed by the following vote; Mr. Buckley calling for the yeas and nays:

YEAS—Messrs. Speaker, Baxter, Billingsly, Branch, Bryce, Bryan, Buckley, Craig, Crawford, Crooks, Cocke, Cumby, Davis, Dickson, Flewellen, Fort, Foscue, Goodrich, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Houghton, Hubbard, Lewellen, Lewter, Maverick, Maxan, Maxey, Munson, Nelson, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Smith, Speights, Stewart, Upshaw, Walworth and Warfield—45.

NAYS—Messrs. Armstrong, Benevides, Caddell, Clark, Dale, Darnell, Dennis, Duncan, Edwards, Epperson, Hall, Henry, Hobby, Lewis of R., Middleton, Mills, Mundine, Navarro, Norton, Owens, Redgate, Short, Taylor, Waelder, Waterhouse, Whitmore and Wrede—27.

Mr. Flewellen introduced a bill to amend the assessment laws. Read first and second times, and referred to committee on State Affairs.

Mr. Fort introduced a joint resolution to amend the act to regulate proceedings in cases of forcible entry and detainer, so as to apply to personal property. Read first and second times and referred to Judiciary committee.

Mr. Billingsly introduced a joint resolution relative to the salary of the late Capt. T. P. Plaster. Read first time.

On motion of Mr. Billingsly, rule suspended; bill read second time and ordered to be engrossed.

On motion, rule further suspended; bill read third time and passed.

On motion of Mr. Mills the joint resolution to amend the 3rd section, 10th article of the State Constitution was taken up, read second time and ordered to be engrossed.

A message was received from the Senate, informing the House that the Senate had passed the following bills:

A joint resolution relative to the revenue cutter Dodge and the officers thereof.

Also, a joint resolution in relation to the establishment of an admiralty court for the State of Texas, at Galveston and such other places in this State as commerce requires, and had also passed the following House bill:

A bill to authorize the county courts of Anderson to levy and collect a special Tax for certain purposes.

Mr. Foscue, chairman of the Internal Improvement committee reported recommending the passage of the bill supplemental to the act to provide for the investment of the special school fund in the bonds of Railroad Companies incorporated by the State, passed August 13, 1856.

On motion of Mr. Foscue, the rule was suspended, report taken up, bill read second time and ordered to be engrossed.

On motion rule was further suspended, bill read third time and passed.

On motion of Mr. Henderson the rule was suspended and the joint resolution to amend 7th article general provisions of the Constitution was taken up and read second time.

Mr. Mills offered a substitute for the joint resolution.

On motion of Mr. Henderson, joint resolution and substitute referred to committee on Judiciary.

A message was received from the Governor.

The hour having arrived to reconsider the vote passing the bill to amend the 71st and 92nd sections of the bill to regulate proceedings in district courts, approved may the 13th, 1846, the bill was taken up.

Mr. Buckley moved to lay the motion to reconsider on the table. Lost by the following vote:

Mr. Harrison of Van Zandt calling for the yeas and nays.

YEAS—Messrs. Billingsly, Branch, Bryan, Buckley, Craig, Cocke, Dennis, Duncan, Edwards, Epperson, Flewellen, Foscue, Goodrich, Hall, Harrison of C., Harrison of U., Hartley, Hobby, Lewellen, Maverick, Maxan, Mills, Smith, Wælder, Walworth and Wrede—26.

NAYS—Messrs. Speaker, Armstrong, Bryce, Caddell, Dale, Darnell, Davis, Dickson, Francis, Harrison of V. Z., Henderson, Houghton, Hubbard, Lewis of R., Lewter, Maxey, McKnight,

Middleton, Mundine, Nelson, Norton, Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Ross of T., Shelton, Speights, Stewart, Warfield, Waterhouse and Whitmore—34.

And the vote was reconsidered and the bill taken up.

Mr. Lewis of R., proposed to amend as follows :

"*Provided*, That none of the provisions of this act shall apply to depositions from Mexico taken in suit for land. Lost by the following vote :

Mr. Mills calling for the yeas and nays.

YEAS—Messrs. Baxter, Craig, Clark, Dale, Dickson, Francis, Harrision of V. Z., Harrison of U., Henderson, Houghton, Lewis of R., Lewter, Middleton, Mundine, Norton, Parker, Redgate, Shelton, Speights, Stewart, Waterhouse and Whitmore–23.

NAYS—Messrs. Armstrong, Billingsly, Benevides, Branch, Bryce, Bryan, Buckley, Caddell, Cocke, Davis, Dennis, Edwards, Epperson, Flewellen, Fort, Foscue, Goodrich, Hall, Harrison of C., Hobby, Hubbard, Lewellen, Maverick, Maxan, Morris, McKnight, Mills, Munson, Navarro, Nelson, Redwine, Robinson, Ross of R., Smith, Taylor, Upshaw, Wælder, Walworth, Warfield and Wrede—40.

Mr. Fort proposed to amend as follows :

Strike out "public officers" and insert "any Notary Public or Judge of a court of record having a seal. The Consul or Minister of the Confederate States of America, certifying to the authority of such officer."

On motion of Mr. Dennis, laid on the table.

Mr. Wælder proposed to amend as follows :

Strike out "Consul or Minister," and insert "Minister, Secretary of Legation or Consul." Adopted.

Mr. Stewart proposed to amend as follows :

"*Provided*, that the official character of the officer taking such deposition out of the United States of America, or Confederate States of America, shall be certified to by a Consul, Minister, Ambasador or Commissioner of the Confederate States of America.

On motion of Mr. Buckley, the main question was ordered and the House refused to pass the bill by the following vote:

Mr. Dale calling for the yeas and nays.

YEAS—Messrs. Benevides, Billingsly, Branch, Bryan, Buckley, Cocke, Dennis, Edwards, Epperson, Foscue, Goodrich, Hall, Hartley, Hobby, Lewellen, Maverick Maxan, Middleton, Munson, Navarro, Robinson, Smith, Upshaw, Wælder, Walworth and Wrede–26.

NAYS—Messrs. Speaker, Armstrong, Bryce, Caddell, Craig,

Crawford, Crooks, Clark, Dale, Darnell, Davis, Dickson, Flewellen, Francis, Fort, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Houghton, Hubbard, Lewis of R., Lewter, Maxey, Morris, McKnight, Middleton, Mundine, Nelson, Norton, Owens, Parker, Perry, Redgate, Redwine, Ross of R., Ross of T., Shelton, Short, Speights, Stewart, Warfield, Waterhouse and Whitmore—44.

Mr. Stewart, by permission, introduced a bill making appropriation for the mileage and per diem pay of the members, and the per diem pay of the officers of the adjourned session of the eighth Legislature. Read first time.

On motion of Mr. Stewart, rule suspended, bill read second time.

Mr. Davis proposed to amend as follows :

"*Provided*, That members receive double mileage." Withdrawn.

Mr. Crawford introduced the following as a substitue for the amendment :

Strike out, "mileage, except for new members."

On motion of Mr. Baxter, the amendment was laid on the table by the following vote :

Mr. Foscue calling for the yeas and nays :

YEAS.—Messrs. Speaker, Baxter, Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Craig, Crooks, Clark, Cocke, Dale, Darnell, Davis, Dickson, Edwards, Epperson, Fort, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Hobby, Houghton, Hubbard, Lewis of R., Lewter, Maxan, Maxey, McKnight, Middleton, Mills, Munson, Navarro, Nelson, Owens, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Short, Smith, Speights, Stewart, Upshaw, Wælder, Warfield, Whitmore and Wrede—56.

NAYS—Messrs. Caddell, Crawford, Dennis, Flewellen, Francis, Foscue, Hartley, Lewellen, Maverick, Morris, Mundine, Redgate and Walworth—14.

Mr. Stewart proposed to amend as follows ;

After, "collectors," insert, "or his warrant on the Treasury, at the option of the members or officers." Adopted and bill ordered to be engrossed.

Mr. Baxter moved to suspend rule, and place the bill on its final reading.

Mr. Foscue called for the yeas and nays, and the motion was carried by the following vote :

YEAS.—Messrs. Speaker, Baxter, Benevides, Billingsly, Brice, Branch, Brany, Buckley, Crawford, Crooks, Clark, Cocke,

Dale, Darnell, Dennis, Dickson, Epperson, Flewellen, Fort, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Hobby, Houghton, Hubbard, Lewellen, Lewis of R., Lewter, Maxan, Maxey, McKnight, Middleton, Mills, Mundine, Munson, Navarro, Owens, Parker, Perry, Redgate, Redwine, Robinson, Ross of R, Ross of T., Shannon, Shelton, Short, Smith, Speights, Stewart, Upshaw, Wælder, Walworth, Warfield, and Wrede—58.

Nays—Messrs. Caddell, Craig, Dale, Edwards, Francis, Foscue, Hartley, Maverick, Morris, Nelson and Whitmore—11.

And the bill passed.

Mr. Crooks, Chairman of the commi tee on Engrossed Bills, reported correctly engrossed, a bill to amend the act amendatory of the laws to raise revenue by taxation, approved February 16, 1858.

ORDERS OF THE DAY.

The bill relative to the transfer of property lately seized by Texas from the Government of the United States, to the Confederate States, was taken up.

Mr. Nelson offered a substitute for the joint resolution.

Mr. Lewellen offered a substitute for the resolution and substitute.

Mr. Buckley moved to adjourn till 4 o'clock, P. M. Lost.

Mr. Stewart moved to adjourn till 9½ A. M., to-morrow. Lost.

Mr. Buckley moved to adjourn till 3½ o'clock, P. M. Lost.

On motion the House adjourned till 7½ o'clock, P. M.

7½ o'Clock, P. M.

House met pursuant to adjourment—roll called—quorum present.

On motion, Messrs. Craig and Nelson were excused from attendance on the House.

The joint resolution, together with the proposed substitutes pending when the House adjourned, was taken up, and the House refused to adopt the substitute for the substitute.

Mr. Ross of T., moved to lay the substitute on the table. Lost by the following vote:

Mr. Taylor calling for the yeas and nays.

Yeas—Messrs. Bryce, Buckley, Caddell, Crawford, Cocke, Cumby, Darnell, Foscue, Hobby, Hubbard, Lewis of R., Lewter, Navarro, Parker, Redwine, Ross of R., Ross of T., Stewart, Speights Upshaw, Wælder, Warfield, Waterhouse, Whitfield and Whitmore—25.

NAYS—Messrs. Speaker, Armstrong, Billingsly, Branch, Bryan, Crooks, Dale, Davis, Dennis, Dickson, Duncan, Epperson, Francis, Fort, Hall, Harrison of C., Harrison of V. Z., Hartley, Henderson, Houghton, Lewellen, Maverick, Maxey, Morris, Middleton, Munson, Norton, Redgate, Robinson, Shannon, Shelton, Short, Smith, Taylor and Wrede—35.

The question recurring on the adoption of the substitute, Mr. Hartley called for the yeas and nays, and the House adopted the substitute by the following vote :

YEAS—Messrs. Speaker, Armstrong, Baxter, Billingsly, Branch, Crawford, Cocke, Davis, Dennis, Dickson, Duncan, Epperson, Flewellen, Francis, Harrison of C., Harrison of V. Z., Hartley, Henderson, Hobby, Houghton, Lewellen, Morris, Redgate, Robinson, Shannon, Shelton, Short, Smith, Speights, Upshaw, Walworth, Warfield, Waterhouse and Whitfield—34.

NAYS—Messrs. Bryce, Bryan, Buckley, Caddell, Crooks, Cumby, Dale, Darnell, Edwards, Fort, Foscue, Goodrich, Hall, Henry, Hubbard, Lewis of R., Lewter, Maverick, Maxan, Maxey, Middleton, Munson, Navarro, Norton, Owens, Parker, Redwine, Ross of R., Ross of T., Stewart, Taylor, Wælder, Whitmore and Wrede—33.

On motion of Mr. Foscue, the main question was ordered and the bill ordered to be engrossed.

On motion of Mr. Dennis, the rule was suspended, the joint resolution read third time.

On motion of Mr. Hartley, the word "taken" was stricken out and "receivable" inserted.

Mr. Fort proposed to amend as follows :

"Officers and agents of this State shall turn over to the Quarter-master of the State of Texas, who shall turn over to the Commissioner of the Confederate States of America ; the said Quarter-master is hereby required to schedule the same when received from the parties now in possession, and turn it over to said Commissioners of the Confederate States, according to said schedule, and shall return the said schedule signed by the said Commissioners of the Confederate States, to the Governor of this State, as soon after turning over the same as practicable."

On motion of Mr. Duncan, laid on the table.

Mr. Hartley, proposed to amend as follows :

"*Provided*, That the government of the Confederate States assumes all responsibility to the government of the United States for all the property received under the provisions of this resolution."

Mr. Henderson moved the the previous question which was seconded, but the House refused to have the main question put.

The question recurring on the adoption of the amendment, Mr. Hartley called for the yeas and nays and the amendment was adopted by the following vote:

YEAS—Messrs. Armstrong, Baxter, Branch, Bryce, Buckley, Caddell, Crawford, Crocks, Dale, Darnell, Davis Dennis, Duncan, Edwards, Epperson, Flewellen, Foscue, Hall, Harrison of C., Harrisonof V. Z., Harrison of U., Hartley, Hobby, Houghton, Hubbard, Lewellen, Lewis of R., Lewter, Maverick, Maxan, Maxey, Middleton, Munson, Navarro, Redwine, Robinson, Shannon, Shelton, Speights, Taylor, Upshaw, Walworth, Warfield, Waterhouse, Whitfield and Wrede—46.

NAYS—Messrs. Speaker, Billingsly, Cocke, Cumby, Dickson, Francis, Fort, Goodrich, Henderson, Henry, Morris, Norton, Owens, Parker, Ross of R., Ross of T. Smith, Stewart and Whitmore—19.

And joint resolution passed.

On motion of Mr. Dennis, the Joint resolution relative to the revenue cutter "Dodge" and her officers was taken up. Read first time.

On motion of Mr. Dennis, rule suspended, resolution read second time and passed to third reading.

On motion of Mr. Hubbard, rule further suspended, bill read third time and passed.

On motion of Mr. Stewart, the vote passing the bill making an appropriation for the mileage and per diem pay of the members, and the per diem pay of the officers of the adjourned session of the 8th Legislature, was reconsidered.

Mr. Stewart proposed to amend as follows:

After the enacting clause insert, "that the members of the adjourned session of the eighth Legislature shall be entitled to mileage at the same rate that members are entitled by law to receive at the regular sessions and ———." Adopted.

Mr. Hartley, by permission, introduced a bill supplemental to and amendatory of an act to regulate proceedings in case of forcible entry and detainer, approved March 15, 1848. Read first and second times and referred to Judiciary committee.

On motion of Mr. Cumby, the Senate's bill to refund the expenses and to pay for the services of S. P. Hollingsworth and Capt. John G. Todd, as special messengers from the Convention to the Congress of the Confederate States at Montgomery, Ala., was taken up and read first time.

Mr. Buckley moved to suspend the rule. Lost by the following vote:

YEAS—Messrs. Speaker, Baxter, Billingsly, Branch, Buckley, Crooks, Cocke, Cumby, Dale, Darnell, Dennis, Flewellen, Goodrich, Hall, Harrison of V. Z., Hobby, Hubbard, Lewis of R., Lewter, Maverick, Maxan, Maxey, Morris, Middleton, Navarro, Parker, Redwine, Robinson, Ross of R., Shelton, Smith, Speights, Stewart, Wælder, Warfield and Whitfield—36.

NAYS—Messrs. Bryce, Caddell, Crawford, Davis, Duncan, Epperson, Francis, Fort, Foscue, Harrison of C., Harrison of U., Hartley, Henderson, Henry, Houghton, Lewellen, Munson, Norton, Owens, Redgate, Ross of T., Waterhouse and Whitmore—24.

On motion of Mr. Munson, the following communication from the Governor was taken from the Speaker's stand and read:

EXECUTIVE DEPARTMENT,
Austin, April 2, 1861.

Gentlemen of the House of Representatives:

I herewith transmit to you the report and accompanying documents of the Commissioners of the Boundary Survey. As it is deemed advisable to submit the report and documents forthwith to your honorable body, I myself, have not had time to examine it and therefore will make no suggestions. It is requested that this report and accompanying documents be transmitted by the House to the honorable Senate.

EDWARD CLARK.

On motion the House adjourned until 9 o'clock, A. M. tomorrow.

HOUSE OF REPRESENTATIVES,
Wednesday, April, 3rd, 1861.

The House met pursuant to adjournment—roll called—quorum present—journal of yesterday read and adopted.

Mr. Dennis, chairman of committee on State Affairs, reported, recommending the passage of the bill to amend the 4th, 7th, 8th, 15th, 18th and 34th sections, of the act to provide for the assessment and collection of taxes, approved Feb., 11th, 1850. approved Feb., 11th, 1860.

On motion of Mr. Flewellen, rule suspended, report taken up. Bill read second time.

Mr. Stewart proposed to amend as follows:

"That any Assessor and Collector who shall fail or neglect to discharge the duties required of him by section second of said act, shall forfeit the sum of fifty dollars for each case of failure

or neglect, to be recoverable before any Justice of the Peace of the county in which said Assessor and Collector resides, and the informer shall be entitled to use half of such forfeiture and the other half shall be paid into the county treasury." Adopted.

[Mr. Ross of R., in the Chair.]

A message was received from the Senate informing the House that the Senate had passed the following bills:

A bill for the relief of G. W. Morris.

A bill to define the line of Bell and Milam counties.

A bill to supply deficiencies in former appropriations for frontier protection, and to provide for further expenses.

A bill requiring the Board of Auditors of debts incurred by authority of the Convention, to audit the claim of Hiram B. Waller.

Also, a bill to enable J. H, Saunders, the guardian of Webster J. Saunders to remove the property of his ward from the State of Texas.

Mr. Davis proposed to amend the bill before the House, as follows:

"*Provided*, That all land shall be given in at their actual value, under oath."

Mr. Stewart offered the following as a substitute for the amendment, and as an amendment to the bill:

Strike out all that portion of the bill except the latter part relating to the forfeiture of Assessors and Collectors, and insert the following:

"That each person being a resident citizen of the State, owning or claiming surveyed lands situated in any other county than that in which he resides, may render the same for assessment to the Assessor and Collector of the county where he resides, in the same manner as other property, together with a full and complete description thereof and the name of the original grantee, and its number on the abstract; and all railroad and canal companies, and all persons residing beyond the limits of the State, owning or claiming surveyed lands situated in this State, may in like manner render the same for assessment to the Assessor and Collector of any county in the State: *provided*, that the non-residents of the State, or their agents, thus rendering the property, shall value such land at the average value of the lands in the county where the same is situated, for the year next preceding such assessment, and the Comptroller shall ascertain the average value of the lands in each and every county of this State for the year 1859, furnish the same to each Assessor of the State, and before the first day of March

in the year 1860, and for every succeeding year, he shall furnish the Assessor with such average value for that year, on or before the first day of January, then next ensuing." Lost.

Mr. Nelson offered a substitute for the bill and amendment. Lost by the following vote:

Mr. Nelson calling for the yeas and nays.

YEAS—Messrs. Armstrong, Billingsly, Crooks, Cocke, Dale, Epperson, Fort, Hall, Harrison of C., Harrison of V. Z., Hubbard, Lewellen, Lewter, McKnight, Nelson, Perry and Shannon—17.

NAYS—Messrs. Speaker, Benevides, Branch, Bryce, Bryan, Caddell, Clark, Cumby, Darnell, Davis, Dennis, Dickson Edwards, Flewellen, Francis, Foscue, Harrison of U., Hartley, Henderson, Henry, Hobby, Houghton, Maverick, Maxan, Maxey, Morris, Middleton, Mundine, Munson, Navarro, Norton, Owens, Parker, Redgate, Redwine, Robinson, Ross of R., Ross of T., Short, Smith, Speights, Stewarts, Taylor, Walworth, Waterhouse, Whitfield, Whitmore and Wrede—48.

On motion of Mr. Henderson the main question was ordered, and bill ordered to be engrossed.

On motion of Mr. Flewellen, rule was suspended, and bill read third time.

Mr. Redwine proposed to amend as follows:

"*Provided*, no land shall be given in for less than one dollar per acre."

On motion of Mr. Henderson, the main question on the passage of the bill was ordered, and the bill passed by the following vote:

Mr. Nelson calling for the yeas and nays.

YEAS—Messrs. Speaker, Baxter, Benevides, Billingsly, Branch, Bryce, Bryan, Caddell, Clark, Cumby, Dale, Dennis, Dickson, Duncan, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Harrison of C., Hartley, Henderson, Hobby, Hubbard, Maverick, Maxan, Maxey, Morris, Middleton, Mundine, Parker, Redwine, Robinson, Ross of R., Ross of T., Short, Smith, Speights, Stewart, Taylor, Upshaw, Waterhouse, Whitfield and Wrede—45.

NAYS—Messrs. Armstrong, Crawford, Crooks, Cocke, Darnell, Davis, Epperson, Hall, Harrison of V. Z., Harrison of U., Henry, Houghton, Lewellen, Lewter, McKnight, Navarro, Nelson, Norton, Owens, Perry, Redgate, Shannon, Wælder, Walworth and Whitmore—25.

Mr. Maxey, one of the committee on Enrolled Bills, reported properly enrolled and signed, the joint resolution, to authorize

the county court of Anderson county, to levy and collect a special tax for certain purposes, and

The bill relative to the revenue cutter, Dodge, and the officers thereof, and that the same had been presented to the Governor, for his signature and approval.

Mr. Crooks, chairman of committee on Engrossed Bills, reported, correctly engrossed :

Bill making appropriation for mileage and per diem pay of members, and the per diem pay of officers of the adjourned session of the eighth Legislature.

Joint resolution providing for turning over the property now in the possession of the State, lately taken from the United States government, to the Confederate States, and the

Joint resolution authorizing the payment of the salary of the late T. P. Plaster to D. C. Dickson.

On motion of Mr. Nelson, the Senate's bill to supply deficiencies in former appropriations for frontier protection, and to provide for future expenses, was taken up, and referred to committee on Finance.

Mr. Cumby, chairman of committee on Land Office, reported a bill to regulate the fees of the General Land Office, and to reduce the expenses, and otherwise regulate the Land Office. Read first and second times.

Mr. Maxey offered the following resolution :

Resolved, by the House, the Senate concurring, the two Houses will adjourn *sine die* on Monday the eighth day of April, at 10 o'clock, A. M., 1861.

Mr. Buckley proposed to amend by striking out : "10 o'clock Monday, the eighth of April," and insert : "Saturday next 12 o'clock."

On motion of Mr. Duncan, laid on the table, and the resolution adopted.

Mr. Dale introduced a bill to provide for the payment of the contingent expenses of the Convention. Read first and second times and referred to committee on Finance.

Mr. Stewart chairman of committee on Finance, reported, recommending that the bill to amend the third section of the act amendatory of the laws to raise revenue by direct taxation, approved Feb., 16, 1858, be laid on the table.

Also, reported, recommending the passage of the bill to receive ten per cent. warrants for land dues.

Also, reported, recommending that the resolution, instructing Finance committee, to enquire into the expediency of receiving 10 per cent. Treasury warrants for public dues.

The bill for relief of purchasers of University lands.

Bill making Treasury warrants receivable for dues in Land Office, in payment for sale of University lands.

The petition of citizens of Blanco county.

The bill to receive 10 per cent. warrants for State tax.

The bill to repeal act authorizing Treasury warrants to be received in payment of certain dues, approved Feb., 9th, 1861.

And the resolution instructing committee on Finance to enquire into the expediency of increasing the direct taxes, &c., &c., be all laid on the table.

Mr. Hartley presented memorial from sundry citizens of Galveston. Referred to committee on Judiciary.

A message was received from the Senate, informing the House that the Senate had passed a bill to amend the 71st and 92nd sections of act to regulate proceedings in the District Courts, approved May 13, 1846, and bill supplemental to the act making an appropriation for per diem pay and mileage of the members of the State Convention.

On motion of Mr Hubbard, the last mentioned bill was taken up, read first and second times and referred to committee on Finance.

Mr. Mills introduced a bill prescribing the manner of authenticating instruments of record.

On motion of Mr. Mills, the rule was suspended, bill taken up, read second time, and ordered to be engrossed.

On motion, the rule further suspended, bill read third time and passed.

Mr. Flewellen, moved to reconsider the vote rejecting the bill relative to taking depositions.

On motion of Mr. Buckley, the motion was postponed, and made special order for Saturday 10 o'clock.

On motion of Mr. Taylor of Cass, the Senate bill to provide for running the county line between the counties of Cass and Marion and Titus, was taken up, and read first time.

On motion, rule suspended, bill read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

On motion of Mr. Nelson, the rule was suspended, and the Senate's bill to run the line between the counties of Bell and Milam, was taken up, and read first time.

On motion of Mr. Nelson, rule suspended, read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

Mr. Wælder introduced a bill for the relief of Charles Ganahl.

On motion of Wælder, rule suspended, bill read second time and ordered to be engrossed.

On motion of Mr. Wælder, rule further suspended, bill read third time and passed.

On motion of Mr. Norton, the rule was suspended and the bill to amend the act creating the county of Kaufman, was taken up, and ordered to be engrossed.

On motion, rule futher suspended, bill read third time and passed.

Mr. Shannon, moved to take up the bill permitting patents to be issued on surveys, in a form not prescribed by law. Carried, and bill taken up, read second time.

Mr. Flewellen proposed to amend as follows :

"*Provided*, said surveys have not been made since 13th Feb., 1860." Accepted.

Mr. Stewart proposed to amend as follows :

"*Provided*, further, that the only illegality of the surveys, consist in the shape of the survey." Adopted and bill ordered to be engrossed by the following vote :

Mr. Mills calling for the yeas and nays.

YEAS—Messrs. Speaker, Bryan, Cocke, Darnell, Dickson, Duncan, Goodrich, Hall, Harrison of V. Z., Harrison of U., Henderson, Hobby, Houghton, Lewellen, Lewter, Maverick, Maxey, Mills, Nelson, Norton, Parker, Perry, Redgate, Ross of T. Shannon, Short, Smith, Wælder, Waterhouse, Whitfied and Wrede—31.

NAYS—Messrs. Baxter, Benevides, Billingsly, Bryce, Buckley, Caddell, Clark, Cumby, Dale, Davis, Edwards, Flewellen, Fort Francis, Foscue, Hartley, Hubbard, Maxan, Morris, Mundine, Munson, Navarro, Redwine, Ross of R., Shelton, Speights, Stewart, Upshaw, Warfield and Whitmore—29.

On motion, the House adjourned till 7½ o'clock, P. M.

7½ o'CLOCK, P. M.

House met—roll called—no quorum.

On motion of Mr. Upshaw, Mr. Flewellen was excused from attendance on the House.

Mr. Francis moved to excuse Mr. Nelson from attendance on the House. Lost.

Quorum appearing. The House's bill with amendments by

the Senate, to attach the unorganized counties of Wichita, Wilbarger, Hardeman and Greer to the county of Clay, so as to form one land district, was taken up, and Senate's amendment adopted.

Mr. Redwine moved to suspend rule, and take up the Senate's bill suspending the Geological survey. Lost.

Mr. Clark, one of the committee on Engrossed Bills, reported correctly engrossed the following named bills, to-wit:

Bill to amend the 4th, 7th, 8th, 15th, 18th and 34th sections of the act to provide for the assessment and collection of taxes, approved Feb., 11th, 1850.

Bill to amend the act to authorize the Commissioner of the General Land Office, to issue patents upon surveys heretofore made, not in the form required by law.

Bill prescribing the manner of authenticating instruments of record, and

Bill supplemental and amendatory of the act creating the county of Kaufman, approved Feb., 26th 1848.

Mr. Darnell introduced a bill to amend the 30th section of the State Constitution. Read first and second times.

House's bill authorizing the county courts of Nacogdoches and sundry other counties, to regulate the pay of Sheriff's therein, was taken up, read third time and passed.

Mr. Wælder, chairman of committee on Apportionment, reported a bill to provide for the election of Representatives to Congress of the Confederate States. Read first and second times.

Mr. Caddell offered the following resolution:

Resolved, That the report and bill made by the majority of the Apportionment committee, be and is hereby recommitted to said committee, with instruction to report a bill, dividing the State into six districts, and providing for the election of six members to the Congress of the Confederate States."

Mr Henderson moved to lay the resolution on the table. Lost by the following vote:

YEAS—Messrs. Speaker, Billingsly, Buckley, Crawford, Cocke, Darnell, Dennis, Dickson, Duncan, Edwards, Fort, Goodrich, Harrison of C., Harrison of U., Hobby, Maverick, Morris, Parker, Perry, Redwine,, Robinson, Ross of R., Shelton, Stewart, Upshaw, Wælder, Whitfield and Wrede—28.

NAYS—Messrs. Armstrong, Baxter, Branch, Bryce, Bryan, Caddell, Crooks, Clark, Cumby, Dale, Davis, Epperson, Francis, Foscue, Hall, Harrison of Y. Z., Hartley, Henderson, Henry, Houghton, Hubbard, Lewellen, McKnight, Middleton,

Mundine, Navarro, Ross of T., Shannon, Short, Smith, Speights, Taylor, Warfield, Waterhouse and Whitmore—36.

And the House refused to adopt the resolution.

On motion of Mr. Crooks, the report was taken up, and made special order of the day, for 11 o'clock, A. M., to-morrow.

Mr. Hartley moved to take up two Senate bills incorporating counties. Lost.

Senate's bill to authorize the county courts of the State to transfer portions of the jury fund, to the general county fund, taken up, read second time and passed to third reading.

On motion of Mr. Henderson, rule suspended, bill read third time and passed.

Senate's bill to attach the county of Edwards to the county of Uvalde, for judicial and other purposes, taken up, read second time and passed to third reading.

On motion of Mr. Henderson, rule suspended, bill read third time and passed.

Report from committee on Judiciary, recommending the indefinate postponement of Senate's bill, reserving certain lands therein named from sale, location or patent, was taken up and adopted.

Mr. Stewart, chairman of committee on Finance, reported, recommending the passage of Senate's bill to supply deficiencies in former appropriations for frontier protection and to provide for future expenses.

On motion of Mr. Darnell, the rule was suspended, report taken up, bill read second time and passed to third reading.

On motion of Mr. Darnell, the rule was further suspended, bill read third time, and no quorum voting on passage of bill.

Mr. Goodrich moved to adjourn till 9 o'clock, A. M. to-morrow. Lost.

Mr. Cumby moved to adjourn till 9½ o'clock, A. M., to-morrow. Lost.

On motion the House adjourned till 9 o'clock, to-morrow.

HOUSE OF REPRESENTATIVES,
Thursday, April 4, 1861.

House met pursuant to adjournment—roll called—quorum present. Journal of yesterday read and adopted.

Mr. Bryce presented the petition of sundry citizens of Panhandle Peak, of Milam county. Referred to committee on County and County Boundaries.

Mr. Stewart, chairman of committee on Finance, reported, recommending the passage of the bill supplemental to an act making an appropriation for the per diem pay, and mileage, of the members and officers of the Convention, with the following

AMENDMENTS.

"To be paid after the recording shall have been completed, and deposited in the office of the Secretary of State. For printing done for the Convention, or by its authority, the sum of three thousand dollars, or so much thereof as may be necessary; the same to be audited and paid for at the same rate as is by law provided for similar printing for the State."

And recommend that the bill to pay the contingent expenses of the State Convention be laid on the table.

Mr. Cocke, one of the committee on County and County Boundaries, reported a bill to change the boundary line of Goliad and Victoria counties. Read first time.

On motion of Mr. Cocke, rule suspended, report taken up, bill read second time, and ordered to be engrossed.

On motion, rule further suspended, bill read third time, and passed.

Mr. Crooks, chairman of committee on Engrossment, reported correctly engrossed,

A bill for the relief of Charles Ganahl.

Mr. Ross, of R., chairman of committee on County and County Boundaries, reported, recommending the passage of a bill creating the county of Quitman, and providing for the holding the district courts therein. Read first time.

Mr. Ross, of R., moved to suspend rule, and take up report. Lost by the following vote; four-fifths not voting for the suspension:

YEAS—Messrs. Speaker, Billingsly, Branch, Bryan, Buckley, Craig, Crooks, Clarke, Cocke, Dale, Dennis, Dickson, Duncan, Epperson, Francis, Foscue, Goodrich, Hall, Harrison, of V. Z., Henry, Houghton, Hubbard, Lewellen, Lewter, Maverick, Maxan, McKnight, Middleton, Mundine, Munson, Owens, Perry, Redgate, Redwine, Robinson, Ross of R., Smith, Speights, Upshaw, Walworth, Warfield, Whitmore and Wrede —43.

NAYS—Messrs. Armstrong, Baxter, Benevides, Bryce, Crawford, Cumby, Darnell, Davis, Edwards, Flewellen, Fort, Harrison of C., Harrison of U., Henderson, Maxey, Morris, Mills, Navarro, Parker, Shannon, Shelton, Stewart, Wælder, Waterhouse and Whitfield—25.

Mr. Foscue, chairman of committee on Internal Improve-

ments, reported, recommending the passage of the bill to modify the provisions of an act of January 30, 1854, granting land to Railroads.

Mr. Parker, one of the committee on Counties and County Boundaries, reported back to the House the memorial of certain citizens of Hardin county, and asked to be discharged from the further consideration of the same.

Messrs. Davis and Whitmore submitted the following protest:

HON. M. D. K. TAYLOR,

Speaker of the House of Representatives:

SIR—Pursuant to notice, the undersigned would respectfully submit the following causes of protest against the authority of the Convention to prescribe an additional oath to the one already having been taken by the officers of the State of Texas and members of the Legislature, to wit:

First. We hold that the Convention was an illegal and self-constituted body, according to the original call, after their adjournment and submission of the Ordinance of Secession to the ratification or rejection of the people.

Second. The power to prescribe oaths, and alter the Constitution, and annexing the State of Texas to the Southern Confederacy, was a usurpation never delegated.

Third. The power of declaring offices vacant upon the refusal of officers or members of the Legislature to take an oath to support a Constitution and laws of which they knew nothing, is unprecedented in the annals of a free government:—Which we ask may be spread at large upon the journals of this House.

J. W. DAVIS, *of Hays.*
J. W. WHITMORE.

Mr. Craig, chairman of committee on Roads, Bridges and Ferries, reported relative to the resolution instructing said committee to inquire into the expediency of amending the present road law relating to private roads, that the committee did not deem any change in said law advisable.

Mr. Mills introduced a bill providing for the payment, to Sampson and Henricks, an account herein named. Read first and second times, and referred to committee on Claims and Accounts.

Mr. Lewellen introduced a bill to amend an act passed February 2, 1856, regulating the retail of spirituous liquors. Read first and second times, and referred to Judiciary committee.

ORDERS OF THE DAY.

The Senate's bill to refund the expenses, and to pay for the services of S. F. Hollingsworth and Captain John G. Todd, as

special messengers from the Convention to the Congress of the Confederate States, at Montgomery, Alabama, read second time.

On motion of Mr. Nelson, all in the bill relative to Captain Todd was stricken out.

Mr. Davis moved to reconsider the vote last taken. Carried by the following vote; Mr. Hartley calling for the yeas and nays:

YEAS—Messrs. Speaker, Armstrong, Benevides, Bryce, Bryan, Buckley, Crooks, Cocke, Cumby, Davis, Dickson, Edwards, Epperson, Goodrich, Hall, Hartley, Henry, Hobby, Lewellen, Maverick, Maxan, McKnight, Mundine, Munson, Navarro, Norton, Owens, Redgate, Ross of R., Short, Smith, Taylor and Upshaw —34.

NAYS—Messrs. Baxter, Billingsly, Caddell, Craig, Dale, Darnell, Duncan, Flewellen, Francis, Foscue, Fort, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Houghton, Hubbard, Lewter, Middleton, Mills, Nelson, Parker, Perry, Ross of T., Shannon, Shelton, Stewart, Wælder, Warfield, Waterhouse, Whitfield, Whitmore and Wrede—33.

The question recurring on the amendment,

Mr. Hartley called for the yeas and nays, and the House adopted the amendment by the following vote:

YEAS—Messrs. Baxter, Billingsly, Craig, Dale, Darnell, Dickson, Flewellen, Francis, Fort, Foscue, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Houghton, Hubbard, Lewter, Maxan, Morris, Middleton, Mills, Nelson, Parker, Perry, Redwine, Robinson, Ross of T., Shannon, Shelton, Stewart, Wælder, Walworth, Warfield, Waterhouse, Whitfield, Whitmore and Wrede—36.

NAYS—Messrs. Speaker, Benevides, Branch, Bryce, Bryan, Buckley, Caddell, Crooks, Clark, Cocke, Cumby, Davis, Dennis, Duncan, Epperson, Hartley, Henry, Hobby, Lewellen, Maverick, Maxey, McKnight, Mundine, Munson, Navarro, Norton, Owens, Redgate, Short, Smith and Taylor—31.

A message was received from the Senate, informing the House that the Senate had passed the following bills, originating in that body:

Bill providing for the printing of certain matters with the general laws of the extraordinary session of the Eighth Legislature.

Bill providing for a change of venue in the case of the State of Texas vs. A. G. Walker, now pending in the district court of Tarrant county.

Bill repealing an ordinance of the late State Convention of the People of the State of Texas, in relation to Custom House Officers and Custom's Revenue. Adopted March 8, 1861.

Bill for relief of Martin Jones; and
Bill for relief of Thomas H. Duggan.

Mr. Hartley proposed to amend the bill before the House, as follows:

"Whereas, the Convention appointed Captain J. G. Todd and S. P. Hollingsworth to carry dispatches to the Government of the Confederate States, at Montgomery, and whereas, but one should have been appointed; and whereas, we have the power to pay or not to pay for the services rendered in bearing such dispatches: therefore, be it enacted by the Legislature, that we will not pay Captain Todd and."

On motion of Mr. Crooks, the main question was ordered, and the bills passed to a third reading, by the following vote:

YEAS—Messrs. Speaker, Baxter, Billingsly, Branch, Bryan, Buckley, Clark, Cocke, Cumby, Dale, Darnell, Dennis, Dickson, Edwards, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Hartley, Henderson, Hobby, Houghton, Hubbard, Lewter, Maxan, Maxey, Morris, McKnight, Mills, Munson, Navarro, Nelson, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Smith, Speights, Stewart, Wælder, Walworth, Warfield and Wrede—51.

NAYS—Messrs. Armstrong, Benevides, Bryce, Caddell, Crooks, Davis, Duncan, Epperson, Flewellen, Harrison of U., Henry, Lewellen, Middleton, Mundine, Norton, Owens, Redgate, Short, Taylor, Waterhouse and Whitmore—21.

The following communication from the Comptroller was taken from the Speaker's stand:

COMPTROLLER'S OFFICE,
AUSTIN, April 2, 1861.

To HON. M. D. K. TAYLOR,

Speaker of the House of Representatives:

SIR—In accordance with a resolution passed on the 30th ult., I herewith submit a statement of the information called for. In addition thereto, I will also state, that there is now due the following sums of two per cent. sinking funds, to wit:

By the Houston and Texas Central Railroad Company	$ 1,800 00
By the Buffalo Bayou, Brazos and Colorado Railroad Company	4,800 00
By the Houston Tap and Brazoria Railroad Company	600 00
	7,200 00

To which add amount of interest due March 1, as per accompanying statement	86,721 52
	$93,921 52

There being no official data on file in this office respecting the time when, or the probable amount of, future loans to be made from the school fund to railway companies, I am unable to give an opinion on that subject.

Respectfully, yours,

GEO. J. DURHAM,
Chief Clerk and Acting Comptroller.

CONTINGENT EXPENSES of each Department (proper) of the State Government, and for what purpose, from the 1st September 1859 to 1st March 1860:

EXECUTIVE.

Contingent fund for wood, porter hire, postage, etc	$ 753 59
Recovering fugitives from justice	745 85
Publishing proclamations	2,546 85
Furnishing Governor's mansion	2,496 63
Purchase of Indian captive, Wm Hœster	216 25
	$ 6,759 17

STATE.

Printing fund	119 00
Porter hire and wood	117 50
Postage	198 28
Contingent fund	218 33
Stationery and books	213 80
Extra clerk hire and other expenses	300 00
Purchase of books for State Library	213 85
Distributing laws, journals and Reports Supreme Court	1,568 90
Translating and printing laws in German and Spanish	712 00
Printing laws and journals, Eighth Legislature	2,651 99
Contingent expenses under militia law	10 00
	$ 6,323 65

COMPTROLLER'S.

Contingent fund	365 92
Books and stationery	355 76
Printing fund	411 66
Postage	441 33
Blank assessment rolls	689 79
Fire-wood for Treasury building	262 88
Porter hire do do	395 77
Printing and compiling Abstract of Lands	4,000 00
	$ 6,923 11

TREASURER'S.

Contingent fund	361 67
Postage and printing	151 54
	$ 513 21

COURT OF CLAIMS.

Postage fund in 1859	1 56
Stationery do do	1 50
Contingent fund	543 22
	$ 546 28

GENERAL LAND OFFICE.

Sationery fund	1,627 14
Postage do	570 53
Contingent do	697 08
Fire-wood	246 75
Printing	131 50
Porter hire	390 00
Photographic Bureau (including salaries of photographers)	2,379 01
	$ 6,042 01

SUPREME COURT.

Contingent fund	1,630 28
Pay of sheriffs	699 05

Porter hire	199 00
Purchase of books for State library	1,007 83
Publishing Reports	6,374 00
do do volume 21	3,101 00
Clerk's fees in felony cases	310 00
	$13,321 16

DISTRICT COURT.

Costs due clerks, sheriffs and attorneys	$15,398 25

ATTORNEY GENERAL'S OFFICE.

Contingent fund	239 16
Fees in felony cases	340 00
	$579 16

DEAF AND DUMB ASYLUM.

Support of, etc, including salaries, etc	$11,354 86

BLIND ASYLUM.

Support of, etc. including salaries, etc	$11,705 35

LUNATIC ASYLUM.

Support of, etc, including salaries, etc	$33,244 34

PENITENTIARY.

Transportation of convicts	20,223 00
Purchase of materials	15,000 00
do of machinery	27,000 00
Stationery, postage and printing	300 00
	$62,523 00

GEOLOGICAL BUREAU.

Contingent expenses (exclusive of salaries)	$9,100 00

RECAPITULATION.

Executive Department	6.759 17
State do	6,323 65
Comptroller's do	6,923 11
Treasurer's do	513 21
Court of Claims do	546 28
General Land Office	6,042 01
Supreme Court	13,321 16
District Court	15,398 25
Attorney General's Office	579 16
Deaf and Dumb Asylum	11,354 86
Blind do	11,705 35
Lunatic do	33,244 34
Penitentiary	62,523 00
Geological Bureau	9,100 00
	$184,333 55

AMOUNTS PAID COMMISSIONERS TO THE RIO GRANDE.

Warrant No. 11,574—Angel Navarro	190 00
do do 13,143— do do	50 00
do do 11,840—Robt H Taylor	470 00
	$710 00

COMPTROLLER'S OFFICE,
AUSTIN, April 2, 1861.

GEORGE J. DURHAM,
Chief Clerk, and Acting Comptroller.

LIST OF AMOUNTS paid by the Treasurer to Members and Officers of the Senate and House of Representatives of the Eighth Legislature:

MEMBERS.	MILES.	PAY.	DAYS	PAY.
Anderson, M D	100	20	99	495
Armstrong, M L	800	160	98	490
Barclay, James	600	120	90	450
Bogart, Samuel	600	120	93	465
Barnard, James H	250	50	99	495
Baxter, Eli H	800	160	99	495
Bryan, K	500	100	99	495
Billingsly, Jesse	70	14	99	495
Branch, A M	360	72	96	480
Buckley, C W	330	66	92	460
Blanch, E M	700	140	31	155
Benevides, Bascilio	800	160	95	475
Britton, Forbes	750	150	99	495
Chambers, John G	750	150	99	495
Crooks, Thos J	800	160	99	495
Cumby, R H	630	126	99	494
Clark, William	700	140	99	495
Caddell, J W	500	100	99	495
Crawford, A F	600	120	84	420
Craig, E T	800	160	97	485
Camp, L B	210	42	98	490
Dickinson, Jno R	700	140	99	495
Duggan, Thos H	120	24	99	495
Darnell, N H	400	80	99	495
Dale, Matt	420	84	99	495
Dickson, D C	280	56	99	495
Daniels, J N	200	40	97	485
Dennis, J N	300	60	98	490
Davis, B H	60	12	99	495
Davis, J W	70	14	97	485
Duncan, Jas H	360	72	99	495
Dougherty, Edward	1200	240	99	495
Culberson, D B	800	160	87	435
Erath, George B	210	42	99	495
Epperson, B H	800	160	99	495
Ellett, W H	1000	200	99	495
Edwards, H H	600	120	89	445
Foscue, F F	525	105	98	490

LIST OF AMOUNTS PAID, ETC.

MEMBERS.	MILES.	PAY.	DAYS.	PAY.
Francis, J C	525	105	99	495
Franklin, Ben C	540	108	96	480
Flewellen, Robt T	280	56	99	495
Fall, J N	600	120	99	495
Grimes, Jesse	280	56	99	495
Guinn, R H	525	105	99	495
Gentry, A M	360	72	94	470
Harmon, L G	650	130	99	495
Hart, C D	570	114	99	495
Herbert, C C	230	46	99	495
Hyde, A C	1600	320	99	495
Henry J E	600	140	99	495
Houghton, W M S	750	150	98	490
Harrison, S T	550	110	99	495
Harrison, Jas M	600	120	99	495
Hartley R K	520	104	98	490
Hubert, Frank	200	40	99	495
Hall, Jefferson W	1600	320	99	495
Haynes, John L	1000	200	99	495
Henderson, J W	380	75	85	425
Hubbard, Rich B	600	120	99	495
Kinney, H L	750	150	99	495
Lott, E E	620	124	99	495
Lewis, J M	370	74	99	495
Lewis, Charles	360	72	95	495
Lynch, Francis J	170	34	99	495
Martin, F M	400	80	93	465
Maverick, S A	170	34	99	495
Mills, R Q	325	65	93	495
Mabry, H P	900	180	99	495
Mason, M S	400	80	99	495
McCutcheon A D	700	140	97	485
Manly, J H	380	76	99	495
Middleton, W B	480	96	99	495
McClarty, John	630	126	99	495
Mundine, T H	600	630	99	495
McKnight, George	600	120	99	495
Martin, J M H	700	140	99	495
Lewter, Jonathan	600	120	99	495
Nathan, A B	480	96	100	499

LIST OF AMOUNTS PAID, ETC.

MEMBERS.	MILES.	PAY.	DAYS	PAY.
Maxey, Walter S	460	92	87	435
Nelson, Allison	300	60	99	495
Navarro Angel	160	32	99	495
Owens, W M	120	24	99	495
Perry, Aaron	300	60	99	495
Parsons, Jesse H	600	120	99	495
Pitts. E S	600	120	99	495
Parker, Benj	420	84	99	495
Pirkey, S H	900	180	96	480
Paschal, I A	160	32	99	495
Potter, M M	550	110	95	475
Quinan, George	320	64	90	450
Rainey, A T	420	84	99	495
Robison, Joel W	150	30	96	480
Ross, W M	630	126	97	485
Rains, Emory	640	128	99	495
Ragdale, S J	225	45	99	495
Redwine, H D	630	126	99	459
Shannon, W R	450	90	94	495
Scarborough, E B	1000	200	99	495
Smith, Wm	770	154	90	495
Speights, J H	750	150	99	475
Stockdale, F S	340	68	95	495
Stewart, W H	120	24	99	495
Sims. Jas W	750	150	99	495
Shepard, C B	200	40	99	495
Shelton, E J	800	160	99	495
Schleicher, G	160	32	99	495
Short. D M.	650	130	99	495
Throckmorton, J W	465	93	99	495
Townes, R J			99	495
Townes, E D	30	6	99	495
Taylor, M D K	850	170	99	495
Taylor, R H	900	180	58	290
Walker, A G	460	92	99	495
Wrede, F	300	60	99	495
Waterhouse, Rich'd	600	120	90	450
Walworth, James	1200	240	99	495
Whitfield, J O	374	74	99	495
Whitmore, Geo W	800	160	99	495

LIST OF AMOUNTS PAID ETC.

MEMBERS.	MILES.	PAY.	DAYS.	PAY.
Wallace, H C	620	124	83	415
Warfield, Chas A	600	120	99	495
Wortham, W A	800	160	99	495
Wælder, Jacob	160	32	99	495
Whaley, D M	430	86	95	475
Wigfall, Louis T	700	140	29	145
	64654	12929 80	11916	59562 50
OFFICERS.				
Adrian F F			96	288
Bowers, Thos M			99	495
Burleson, D C			99	495
Baker, Wm M			8	40
Coney Charles			99	495
Crosby, Chas			99	495
Clark, Edw'd			55	275
Chalmers, W L			159	795
Cotter Robt			99	495
Haralson, Hugh A			99	495
Henry, J P			99	495
Johnson, James F			99	495
Johnson, Thos J			99	495
Mangum, Joseph			96	288
Manchaca, Antonio			99	495
Lubbock, F R	400	80	45	225
Plaster, Thos P			98	480
Raymond, N C			99	495
Rodriguez, J M			94	470
Seat, Wm H			89	445
Weir, Albert			96	480
Wooldridge, John R			99	495
Williams, Joel			98	490
	400	80	2122	10216

LIST OF AMOUNTS PAID, ETC.

RECAPITULATION.

Mileage of members	12929 80	
do of officers	80	13009 80
Pay of members	59562 50	
do of officers	10216	69778 50
		$ 82788 30

COMPTROLLER'S OFFICE,
Austin, April 2, 1861.

GEORGE J. DURHAM,
Chief Clerk, and Acting Comptroller.

LIST OF AMOUNTS paid by the Treasurer to Members and Officers of the Senate and House of Representatives of the Eighth Legislature, Extra Session:

MEMBERS.	MILES	PAY.	DAYS.	PAY.
Anderson, M D	100	20	19	95
Armstrong, M L	800	160	20	100
Buckley, C W	330	66	18	90
Blanch, E M	700	140	20	100
Baxter, Eli H	800	160	20	100
Bogart, Samuel	600	120	20	100
Branch, A M	360	72	19	95
Benevides, Bascilio	1000	200	20	100
Barclay, James	600	120	15	75
Billingsly, Jesse	70	14	20	100
Bryan, K	490	98	20	100
Britton, Forbes	750	150	20	100
Chambers, John G	750	150	20	100
Caddell, J W	500	100	20	100
Camp, L B	250	50	20	100
Crawford, A F	600	120	19	95
Culberson, D B	800	160	20	100
Crooks, Thos J	900	180	20	100
Clark, Edward			20	100
Cumby, R H	630	126	20	100
Craig, E T	800	160	20	100
Daniels, J N	250	50	10	50
Dennis, J N	300	60	20	100
Darnell, N H	400	80	20	100
Dickson, D C	280	56	19	95
Duggan, Thos H	120	24	20	100
Dale, Matt	420	84	20	100
Davis, B H	60	12	19	95
Dulaney, H P C	700	140	20	100
Dougherty, Edward	1200	240	20	100
Duncan, Jas H	360	72	20	100
Davis, J W	70	14	19	95
Epperson, B H	900	180	20	100
Edwards, H H	600	120	20	100
Erath, George B	210	42	20	100
Ellett, W H	600	120	18	90
Franklin, Ben C	460	92	20	100
Foscue, F F	525	105	20	100

LIST OF AMOUNTS PAID, ETC.

MEMBERS.	MILES.	PAY.	DAYS.	PAY.
Francis, J C	550	110	20	100
Flewellen, Robt T	235	47	17	85
Fall, J N	600	120	20	100
Guinn, R H	525	105	20	100
Grimes, Jesse	280	56	18	90
Gentry, A M	360	72	20	100
Hart, M D	570	114	16	80
Hancock, John			20	100
Harrison, S T	550	110	20	100
Haynes, John L	1000	200	20	100
Hartley R K	460	92	18	90
Hubert, Frank	235	47	18	90
Henry J E	600	120	20	100
Henderson, J W	370	74	20	100
Herbert, C C	230	46	20	100
Harrison, Jas M	600	120	20	100
Harrison, L G	650	130	20	100
Hall, Jefferson W	1600	320	20	100
Hyde, A C	1600	320	20	100
Hubbard, Rich B	600	120	20	100
Houghton, W M S	750	150	20	100
Lewis, Charles	360	72	19	95
Lewis, J M	374	74	20	100
Lynch, Francis J	180	36	20	100
Lewter, Jonathan	600	120	20	100
Lott, E E	620	124	20	100
McCutcheon A D	700	140	16	80
Maxey, Walter S	460	92	18	90
Miller, S A	420	84	20	100
Manly, J H	370	74	12	60
Morris, W W	630	126	20	100
Munson. M S	400	80	19	95
McKnight, George	640	128	20	100
Mundine, T H	100	20	20	100
Mills, R Q	320	64	19	95
Mabry, H P	900	180	20	100
Martin, F M	400	80	19	95
Middleton, W B	494	98	20	100
Nelson, Allison	300	60	20	100
Norton, A B	500	100	20	100

LIST OF AMOUNTS PAID, ETC.

MEMBERS.	MILES.	PAY.	DAYS.	PAY.
Navarro Angel	180	36	20	100
Owens, W M	160	32	20	100
Parsons, Jesse H	600	120	20	100
Perry, Aaron	300	60	20	100
Pirkey, S H	800	160	20	100
Paschal, I A	160	32	20	100
Potter, M M	550	110	20	100
Pitts, E S	600	120	20	100
Parker, Benj	420	184	20	100
Quinan, George	290	58	19	95
Rains, Emory	640	128	20	100
Ross, W M	600	120	20	100
Redgate, S J	225	45	20	100
Rose, J W	250	50	10	50
Robison, Joel W	150	30	20	100
Redwine, H D	600	120	20	100
Stewart, W H	120	24	20	100
Scarborough, E B	1000	200	20	100
Shannon, W R	440	88	20	100
Smith, Wm	700	140	14	70
Schleicher, G	160	32	20	100
Stockdale, F S	340	68	19	95
Speights, J H	750	150	20	100
Shelton, E J	800	160	20	100
Shepard, C B	200	40	20	100
Short, D M	700	140	20	100
Throckmorton, J W	500	100	20	100
Taylor, M D K	850	170	20	100
Townes, E D	30	6	20	100
Wortham, W A	800	160	19	95
Waterhouse, Rich'd	650	130	20	100
Warfield, C A	600	120	20	100
Walker, A G	470	94	20	100
Wrede, F	300	60	20	100
Taylor, R H	900	180	20	100
Wælder, Jacob	180	36	20	100
Whaley, D M	494	98	20	100
Walworth, James	1200	240	20	100
Whitmore, Geo W	800	160	20	100

MEMBERS.	MILES.	PAY.	DAYS.	PAY.
Whitfield, J O	340	68	20	100
Clark, William	600	120	20	100
		$12,173 40		$11,525 00
OFFICERS.				
Burleson, D C				100
Bacon, R S				100
Cotter Robt				100
Chalmers, W L				175
Crosby, C A				100
Edwards, T				30
Haralson, Hugh A				100
Henry, J P				100
Johnson, James F				100
Ormsby, Theo				100
Plaster, Thos P				100
Manchaca, Antonio				100
Raymond, N C				100
Rodriguez, J M				100
Thomas, Rev W				100
Wheelock, W H				100
Wooldridge, John R				100
Weir, Albert				100
Mangum, Joseph				100
				$ 1905 00

RECAPITULATION.

Mileage of members	$ 12173 40
Per diem pay do	11525 00
do do officers	1905 00
	$ 25603 40

COMPTROLLER'S OFFICE,
Austin, April 2, 1861.

GEORGE J. DURHAM,
Chief Clerk, and Acting Comptroller.

DATE.	VOU'ER	TO WHOM PAID.	APPLICATION.	AMOUNT.
1859—Dec. 9	11033	F T Duffau	Pens, knives, etc	$ 158
do 9	11035	J Q St Clair	Pay as clerk to committee	100
do 10	11037	Miner, Lambert & Co	660 copies Weekly Intelligencer	33 50
do 10	11038	David H Hass	Expenses, express from Col Ford to Gov'or	75
do 10	11040	Miner, Lambert & Co	Binding two books, etc	25
do 17	11062	Bird Holland	Porter hire, etc	92 50
do 19	11065	Miner, Lambert & Co	330 copies of Intelligencer	16 50
do 22	11090	F T Duffau	Bill of stationery	32
do 30	11122	Miner, Lambert & Co	660 copies of Intelligencer	33
1860				
January 2	11138	John Marshall & Co	Bill of binding	277 33
do 4	11164	F T Duffau	Bill of stationery	6
do 6	11182	Phelps Johnson	Bill sundries	9 70
do 6	11187	Wm Rust	Postage	329 52
do 10	11214	Domschke & Heyer	Bill of sundries	5 50
do 14	11238	Miner, Lambert & Co	660 copies of Intelligencer	33
do 12	11268	Miner, Lambert & Co	340 do do	17
February 4	11369	Miner, Lambert & Co	680 do do	34
do 6	11386	F T Duffau	Bill of stationery	14
do 8	11404	Christian & Smith	Repairs in Senate Chamber	1
do 8	11413	G H Todd	Making keys, etc	7 25
do 10	11426	F J Lindheimer	Printing Governor's message in German	120 80
do 11	11437	S M Swenson	Bill of merchandise	271 58
do 11	11438	Wm Oliphant	Gold pen-holder	4

DATE.	VOU'ER	TO WHOM PAID.	APPLICATION.	AMOUNT.
1860—Feb. 11	11443	J Q St Clair	Pay as clerk to committee	$ 335
do 11	11446	G Palm	Repairing clock	7 50
do 14	11481	Forbes Britton	Porter hire	148 50
do 14	11485	C Spalding	Candles and oil	20 75
do 14	11486	Thos Mercy	Porter	148 50
do 14	11494	John Bremond	Bill of merchandise	2 50
do 16	11516	Miner, Lambert & Co	340 copies Intelligencer	17
do 16	11518	Wm Rust	Postage	497 91
do 16	11524	John Marshall	Printing	408 82
do 21	11569	Hertsberg & Fink	Hertzberg & Fink, trans'g & prin'g Gov's mes'e	273 47
April 9	11784	Jas F Johnson	Indexing journals, etc	260
May 8	11904	Jno Marshall	Sundry printing	87 91
1861—Feb. 5	13104	E S Mathews	Furnishing Capitol with wood	48
do 6	13114	James F Johnson	Postage paid on caption of laws	12 52
do 7	13121	S M Swenson	Bill of sundries	60 30
do 7	13123	Jno Marshall	Sundry printing	225 82
do 9	13138	Wm Rust	Stamps, box-rent, porter hire	174 01
1860—Feb. 9	13142	Alex McKenzie	Wood furnished	52
do do 20	13167	James F Johnson	Services ten days, after adjournment	50
do do 2	11350	Geo Hancock	Bill of sundries	18 55
				$ 5,445 24

COMPTROLLER'S OFFICE,
Austin, April 2, 1861.

GEORGE J. DURHAM,
Chief Clerk and Acting Comptroller.

CONTINGENT EXPENSES OF THE HOUSE OF REPRESENTATIVES OF THE EIGHTH LEGISLATURE.

DATE.	VOU'ER	TO WHOM PAID.	APPLICATION.	AMOUNT.
1859—Dec. 9	11030	T C Collins	15 boxes candles	180
do 9	11031	Christian & Smith	Lumber, etc, etc	16 17
do 10	11039	P L Hopkins	Sundry carpenter's work	22 50
do 12	11041	C F Millett	Sundry repairings	88
do 13	11045	F T Duffau	Bill of stationery	59 25
do 13	11048	J A Quintero	Translating Governor's message	46 20
do 13	11047	Sutar & Berryman	Chairs, etc, etc	11 25
do 16	11056	Samuels & Mossan	75 cords of wood	241 87
do 31	11129	Fowler & Mayfield	3 fire-fenders	6
do 31	11136	John Marshall	Printing sundry documents	491 41
1861—Jan. 2	11145	Baker & Smyth	1 dozen boxes steel pens	12
do 5	11172	Miner, Lambert & Co	360 copies Semi-Weekly Intelligencer	59 40
do 5	11177	F T Duffau	Bill of stationery	24 50
do 5	11179	W L Chalmers	Porter hire	84
do 6	11189	L E Calhoun	Porter hire	82 50
do 7	11195	S B Brush	Bill of sundries	17 50
do 7	11197	C S Millett	Porter hire	84
do 10	11214	Domschke & Beyer	Bill of sundries	22 50
do 13	11223	Adams & Goodrich	24 yards crape	12
do 14	11239	Wilson Green	Porter hire	82 50
do 20	11265	Thos Plaster	Work on necessary	5 25
do 23	11273	F T Duffau	Stationery, etc.	87 30
do 25	11291	Sampson & Henricks	Candlesticks	6 50

DATE.	VOU'ER	TO WHOM PAID.	APPLICATION.	AMOUNT.
1861—Jan. 28	11310	J A Quintero	Translating Governor's message	$ 24
do 31	11325	Samuels & Mossan	Wood furnished	155 42
do 31	11331	J A Quintero	Translating Governor's message	25
Feb. 2	11350	A N Hopkins	Pay special messenger	130
do 3	11355	E Highby	Pay as assistant enrolling clerk	30
do 3	11356	T C Collins	3 boxes candles	33
do 6	11386	F T Duffau	Bill of stationery	31 50
do 7	11396	H H Haynie	Bill of oil	52 50
do 7	11397	John Bremond	Bill of oil	26 25
do 7	11401	John Marshall	Advertising proposals for public printing	30
do 8	11404	Christian & Smith	Sundry repairs	23 50
do 8	11412	Wm F Weeks	Pay for compiling debates	200
do 10	11426	F J Lindheimer	Printing Governor's message in German	258 40
do 10	11428	M W Townsend	Bill of oil	94 50
do 10	11429	T C Collins	160 lbs of candles	44
do 10–11	11430	Geo H Todd	Repairing furniture	47 45
do 10	11432	W T Yeoman	For attendance as witness	8
do 10	11437	S M Swenson	Bill of merchandise	89 50
do 11	11446	G Palm	Repairing clock	7 50
do 11	11451	E M Bacon	Assistant enrolling clerk	60
do 11	11454	T H Langley	do do do	35
do 11	11455	C L Haralson	do do do	20
do 11	11456	R S Bacon	do do do	15
do 11	11457	E Highby	do do do	50
do 13	11458	William Green	Porter hire	66

do	13	11462	C L Haralson	Assistant enro l ng clerk		5
do	13	11463	R S Bacon	do do do		5
1860—Feb.	13	11464	Thos H Langley	Assistant enrolling clerk	$	5
do	13	11469	Jas E Rector	do do do		55
do	13	11471	W L Chalmers	Porter hire		64 50
do	13	11473	Damschke & Heyer	Repairing lock		3 25
do	16	11514	Samuels & Mossan	Wood furnished		132 41
do	16	11518	Wm Rust	Postage		406 10
do	16	11522	Bird Holland	Porter hire		66
do	16	11524	John Marshall	Printing		1168 71
March	16	11669	John Marshall	1260 copies State Gazette		63
do	17	11676	Wm F Weeks	Compiling debates		400
do	21	11694	John Marshall	Sundry printing, etc		114 99
April	11	11796	Wm Rust	Postage		10 32
do	12	11803	Hertzberg & Fink	Printing 500 pamphlets		41 67
do	28	11855	Miner, Lambert & Perry	Pay for 540 copies Intelligencer		27
1861—Feb.	4	13085	John H Walker	15½ cords wood		62
do	4	13088	Geo H Todd	Sundry work		52 50
do	6	13116	Ferdinand Lindheimer	Translating Governor's message		55 46
do	7	13121	S M Swenson	Bill of sundries		225 90
do	7	13122	X B De Bray	Translating Governor's message		30
do	7	13123	Jno Marshall	Sundry printing		673 16
do	9	13137	Loomis & Christian	Sundry carpenter work		8 50
do	9	13144	A B Norton	2700 copies of Intelligencer		189
do	18	13160	Wm Rust	Postage		735 81
do	20	13168	W L Chalmers	Postage paid on documents		10 10
do	25	11378	Thomas H Kent	Hire of boy Phil		30

DATE.	VOU'ER	TO WHOM PAID.	APPLICATION.	AMOUNT.
1860.				
January 6—	11187	Wm Rust	Postage	$ 1262 80
				$ 9202 30

COMPTROLLER'S OFFICE,
AUSTIN, April 2, 1861.

GEORGE J. DURHAM,
Chief Clerk, and Acting Comptroller.

Statement of amounts paid to Bearers of Dispatches, in ten per cent. warrants.

DATE.	TO WHOM PAID.	AMO'T	TOTAL.
1860—June 9	A C Hill	165	
do 13	Jordan M Bennett	135 67	
do 19	Capt J S Ford	30	
Aug. 8	Frank Gildart	516	
Oct 31	R W McKee	160	
Dec 19	D C Burleson	33 66	
1861—Jan 9	J E McCord	151	
do 25	J M W Hall	330	
Feb 1	E R Hard	75	
do 2	Was. Hammitt	375	
do 4	O J Downs	120	
do 8	R H Taylor	50	
March 12	Robt Cotter	10	
do 15	L S Ross	73 33	
do 18	Ed Burleson	260 61	
			$ 2485 27
	PAID IN CASH.		
1860—March 22	John Weiks	25	
May 7	J M W Hall	50	
do 19	Frank Gildart	100	
June 28	Wash Hammitt	122	
Sept 28	Jno Walker	95 78	
Oct 1	J M W Hall	50	
do 15	Wash Hammitt	50	
Nov 27	Wash Hammitt	55	
1861—March 23	Pleasant M Taylor	100	
			$ 647 78
			3133 05
	IN TEN PER CENT.		
1860—July 25	Geo. McKnight, Commissioner to the Rio Grande		297 80
			$ 3430 85

COMPTROLLER'S OFFICE,
AUSTIN, April 2, 1861.

GEORGE J. DURHAM,
Chief Clerk, and Acting Comptroller.

Statement of amounts loaned to Railroad Companies upon their Bonds:

	LOANED IN U. S BONDS & SPECIE FROM SCHOOL FUND.	LOANED IN U. S. BONDS FROM THE 2 P. C. SINKING FUND.	TOTAL AMOU'T LOANED.
West of the Trinity.			
Houston and Texas Central Railroad Company	450,000 00		450,000 00
Buffalo Bayou, Brazos and Colorado Railroad Comp'y	420,000 00		420,000 00
Washington County Railroad Company	66,000 00		66,000 00
Houston Tap and Brazoria Railroad Company	269,000 00	31,000 00	300,000 00
Total amount loaned west of the Trinity	$ 1,205,000 00	31,000 00	1,236,000 00
East of the Trinity.			
Texas and New Orleans Railroad Company	430,500 00		430,500 00
Total amount loaned to Railroad Companies	$ 1,635,500 00	31,000 00	1,666,500 00

Statement of the amount on hand for Loan to Railroad Companies:

In five per cent. United States bonds - - - - - - - - - - -	782,000 00
In specie - - - - - - - - - - - - - - - - - -	11,562 65
In ten per cent. interest warrants, to be replaced by *specie* from State account -	1,601 44
Total amount on hand for loan to Railroad Companies - - - - -	$ 795,164 09

Statement of Interest Due on Bonds of Railroad Companies on the 1st of March, 1861, and remaining unpaid:

On the bonds of	Houston and Texas Central Railroad Company		27,000 00
do	do	Buffalo Bayou, Brazos and Colorado Railroad Company	25,200 00
do	do	Washington County Railroad Company	3,960 00
do	do	Houston Tap and Brazoria Railroad Company	16,290 00
do	do	Texas and New Orleans Railroad Company	14,271 52
Total amount of interest due, and unpaid, on 1st March, 1861, upon Railroad Bonds			$ 86,721 52

COMPTROLLER'S OFFICE,
AUSTIN, April 2, 1861.

GEORGE J. DURHAM,
Chief Clerk and Acting Comptroller.

Mr. Taylor offered the following resolution:

Resolved, That the committee on Finance enquire into the amount expended by the late Convention as follows:

The pay and mileage of each member and officer, the names and pay of all and each of its agents and commissioners, its contingent expenses and the items therefor.

The so amount in dollars and cents and report to this House as soon as possible before the adjournment, and that the committee have power to send for persons and papers. Adopted by the following vote:

Mr. Taylor calling for the yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Baxter, Benevides, Billingsly Branch, Bryce, Bryan, Buckley, Caddell, Crooks, Clark, Cocke, Cumby, Dale, Darnell, Davis, Dickson, Duncan, Epperson, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Henderson, Hobby Houghton Hubbard, Lewellen, Lewter, Maverick, Maxan, Morris, McKnight, Middleton, Mundine, Munson, Navarro, Nelson, Norton, Owens, Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Short, Smith, Speights, Stewart, Taylor, Wælder, Walworth, Warfield, Whitfield, Whitmore and Wrede—67.

NAYS—Mr. Edwards—1.

The hour having arrived the special order of the day, to-wit:

The bill to provide for the election of Representatives to the Congress of the Confederate States of America, was taken up.

Mr. Wælder offered a substitute for the bill.

Mr. Mills offered a substitute for the substitute and bill. Adopted by the following vote:

Mr. Flewellen calling for the yeas and nays.

YEAS—Messrs. Armstrong, Branch, Bryce, Bryan, Caddell, Crawford, Clark, Dale, Darnell, Davis, Duncan, Epperson, Francis, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Henry, Hubbard, Lewellen, Lewter, McKnight, Middleton, Mills, Mundine, Munson, Nelson, Norton, Owens, Parker, Perry, Redgate, Ross of T., Shannon, Smith, Speights, Stewart, Taylor and Waterhouse—38.

NAYS—Messrs. Speaker, Baxter, Benevides, Billingsly, Buckley, Craig, Crooks, Cocke, Cumby, Dennis, Dickson, Flewellen, Fort, Foscue, Goodrich, Hall, Hartley, Hobby, Houghton, Maxan, Morris, Navarro, Redwine, Ross of R., Robinson, Shelton, Short, Upshaw, Wælder, Walworth, Warfield, Whitfield, Whitmore and Wrede—34.

A message was received from the Senate, transmitting a communication from the Governor.

Also informing the House, that the Senate had passed the following Senate's bills:

A bill concerning rights of transmit through Mexico.

A bill providing means for the payment of certain debts created by the authority of the late Convention of the people of Texas, and

A bill to provide for payment of the Treasury Warrants issued to William Fitzhugh.

Also, had passed the following House bills:

A bill to change the boundary line between the counties of Goliad and Victoria.

A bill authorizing the payment of the salary of the late Capt. T. P. Plaster, deceased, as Door-keeper of the House of Representatives, to D. C. Dickson.

On motion of Mr. Cumby, a call of the House was ordered.

Absent—Mr. Fort and Mr. Lewis of R.

On motion of Mr. Dennis, the call was suspended.

Mr. Stewart moved to recommit the bill to the committee on Apportionment with instructions to report to this House an apportionment bill districting the State into six Congressional Districts, and in such a manner as that each district shall contain as nearly as practicable the same number of slaves.

Mr. Henderson moved to lay the motion on the table.

On motion the House adjourned till 7½ o'clock, P. M.

7½ o'Clock, P. M.

House met—roll called—quorum present.

Both motions pending when the House adjourned were withdrawn.

Mr. Dennis moved to lay the substitute on the table. Lost by the following vote:

Mr. Mills calling for the yeas and nays.

Yeas—Messrs. Speaker, Billingsly, Bryce, Buckley, Craig, Crooks, Cocke, Cumby, Dale, Dennis, Dickson, Edwards, Flewellen, Fort, Goodrich, Henderson, Hobby, Maverick, Maxan, Morris, Munson, Perry, Redgate, Redwine, Ross of R., Shelton, Short, Stewart, Upshaw, Wælder, Warfield and Wrede—33.

Nays—Messrs. Armstrong, Benevides, Branch, Bryan, Caddell, Crawford, Clark, Darnell, Davis, Duncan, Epperson, Francis, Foscue, Harrison of C., Harrison of V. Z., Harrison of U., Houghton, Hubbard, Lewellen, Lewter, Maxey, McKnight, Middleton, Mills, Munson, Navarro, Nelson, Norton, Owens, Parker,

Robinson, Ross of T., Shannon, Smith, Speights, Taylor, Waterhouse, Whitfield and Whitmore—39.

Mr. Maxey moved to postpone the bill until to-morrow morning and make it the special order for 11 o'clock. Lost

Mr. Goodrich offered a substitute for the 2nd section of the bill.

On motion of Mr. Henderson, laid on the table.

Mr. Crooks offered a substitute for the bill, to elect three Representatives from each of the Congressional Districts.

On motion of Mr. Henderson, laid on the table.

Mr. Wælder offered a substitute for the 1st and 2nd sections. Adopted by the following vote:

Mr. Buckley calling for the yeas and nays.

YEAS—Messrs. Speaker, Billingsly, Branch, Bryce, Bryan, Buckley, Craig, Crawford, Crooks, Cocke, Cumby, Dale, Darnell, Davis, Dennis, Dickson, Duncan, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Henry, Hobby, Houghton, Hubbard, Lewter, Maverick, Maxan, Maxey, Morris, Middleton, Mills, Mundine, Munson, Parker, Perry, Redgate, Redwine, Robinson Ross of R., Ross of T., Shannon, Shelton, Short, Smith, Speights, Stewart, Wælder, Walworth, Warfield, Whitfield, and Wrede —59.

NAYS—Messrs. Armstrong, Benevides, Buckley, Crooks, Epperson, McKnight, Navarro, Nelson, Norton, Owens, Taylor and Whitmore—12.

On motion of Mr. Henderson, the counties of Lampasas and San Saba, was stricken out of the third District.

Mr. Fort offered a substitute for the 5th and 6th district.

Mr. Morris moved to lay the amendmenment on the table. Carried by the following vote :

YEAS—Messrs. Armstrong, Billingsly, Bryce, Bryan, Crawford, Crooks, Clark, Dale, Darnell, Davis, Edwards, Epperson, Francis, Harrison of C., Harrison of V. Z., Henry, Houghton, Hubbard, Lewellen, Lewter, Maverick, Maxan, McKnight, Middleton, Mills, Mundine, Munson, Navarro, Norton, Owens, Parker, Redgate, Ross of T., Shannon, Smith, Stewart, Taylor, Walworth, Waterhouse and Wrede—40.

NAYS—Messrs. Speaker, Branch, Bryce, Bryan, Crawford, Crooks, Clark, Dale, Darnell, Davis, Edwards, Epperson, Fort, Goodrich, Harrison of U., Maxey, Morris, Nelson, Parker, Redgate, Redwine, Robinson, Shannon, Shelton, Speights, Wælder, Warfield Whitfield and Whitmore—27.

Mr. Cumby proposed to amend by striking Rusk out of 5th District and in the 4th District.

Mr. Parker moved to lay the amendment on the table. Carried by the following vote:

Mr. Foscue calling for the yeas and nays

YEAS.—Messrs. Armstrong, Bryan, Caddell, Craig, Crawford, Crooks, Clark, Dale, Davis, Epperson, Francis, Foscue, Goodrich, Harrison of C., Harrison of V. Z., Harrison of U., Houghton, Hubbard, Lewellen, Lewter, Maxan, McKnight, Middleton, Mills, Navarro, Norton, Owens, Parker, Perry, Redgate, Ross of T., Shannon, Smith, Speights, Stewart, Taylor, and Whitfield —37.

NAYS—Messrs. Speaker, Benevides, Billingsly, Cocke, Cumby Darnell, Dennis, Dickson, Edwards, Flewellen, Hartley, Hobby, Morris, Nelson, Redwine, Robinson, Ross of R., Shelton, Short, Upshaw Wælder, Walworth, Whitmore and Wrede—24.

Mr. Short proposed to amend as follows:

Strike out Shelby and Panola counties in the 4th District, and add them to the 5th, and add Rusk county to the 4th District.

Mr. Dale moved to lay the amendment on the table. Carried by the following vote:

Mr. Flewellen calling for the yeas and nays.

YEAS—Messrs. Armstrong, Benevides, Bryce, Caddell, Crawford, Clark, Dale, Davis, Duncan, Epperson, Francis, Foscue, Harrison of C., Harrison of V. Z., Houghton, Hubbard, Lewter, Maverick, McKnight, Mills, Mundine, Norton, Owens, Parker, Perry, Ross of T., Shannon, Smith, Speights, Stewart, Taylor, Walworth, Waterhouse Whitfield and Whitmore—34,

NAYS—Messrs. Speaker, Billingsly, Branch, Bryan, Buckley, Cocke, Cumby, Darnell, Dennis, Dickson, Edwards, Flewellen, Fort, Goodrich, Harrison of U., Henderson, Hobby, Maxan, Maxey, Morris, Middleton, Nelson, Redgate, Redwine, Robinson, Ross of R., Shelton, Short, Upshaw, Wælder and Wrede—31.

Mr. Duncan proposed to amend as follows:

Strike out Jackson county from the 2nd District, and add it to the 1st District.

Mr. Upshaw moved to lay the amendment on the table. Lost by the following vote:

Mr. Buckley calling for the yeas and nays.

YEAS—Messrs. Armstrong, Benevides, Billingsly, Buckley, Caddell, Crooks, Clark, Cumby, Davis, Dennis, Epperson, Flewellen, Fort, Foscue, Harrison, of C., Harrison of V. Z., Harrison of U., Houghton, Hubbard, Lewellen, Maverick, Maxan, Middle-

ton, Mills, Munson, Norton, Robinson, Upshaw and Walworth —29.

NAYS—Messrs. Speaker, Branch, Bryan, Craig, Crawford, Cocke, Dale, Darnell, Dennis, Dickson, Duncan, Edwards, Francis, Goodrich, Henderson, Hobby, Lewter, Morris, Navarro, Nelson, Owens, Parker, Perry, Redwine, Ross of R., Ross of T., Shannon, Shelton, Smith, Stewart, Wælder, Waterhouse Whitmore and Wrede—33.

And amendment adopted by the following vote:

Mr. Flewellen called for the yeas and nays.

YEAS—Messrs. Speaker, Benevides, Bryce Crooks, Clark, Cocke, Dale, Darnell, Davis, Dickson, Duncan, Edwards, Epperson, Goodrich, Hubbard Lewter, Morris, McKnight, Mundine, Nelson, Parker, Perry, Redwine, Ross of R., Ross of T., Shelton, Stewart, Wælder, Waterhouse, Whitmore and Wrede—31.

NAYS—Messrs. Armstrong, Billingsly, Bryan, Buckley, Caddell, Craig, Dennis, Flewellen, Francis, Harrison of C., Harrison of V. Z., Harrison of U., Hobby, Houghton, Lewellen, Maverick, Maxan, Maxey, Munson, Norton, Redgate, Robinson, Short, Smith, Speights, Taylor, Upshaw, Walworth and Whitfield—29.

Mr. Hobby proposed to amend by striking "Hays" from the 1st District, and add it to the "2nd District." Lost by the following vote:

YEAS—Messrs. Billingsly, Branch, Cocke, Davis, Edwards, Epperson, Goodrich, Hobby, Maverick, Morris, McKnight, Mills, Mundine, Norton, Parker, Stewart, Taylor, Wælder and Wrede—19.

NAYS—Messrs. Speaker, Armstrong, Benevides, Bryan, Buckley, Caddell, Crawford, Cumby, Darnell, Dennis, Flewellen, Francis, Fort, Foscue, Harrison of C., Harrison of V. Z., Hartley, Henderson, Henry, Houghton, Hubbard, Lewellen, Lewter, Maxan, Maxey, Nelson, Perry, Redgate, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Short, Smith, Speights, Upshaw, Walworth, Waterhouse, Whitfield and Whitmore—42.

Mr. Taylor moved to reconsider the vote refusing to strike out Shelby and Panola counties in the 4th District, and add them to the 5th District and add Rusk county to the 4th District.

Mr. Whitmore moved to lay the motion on the table.

On motion the House adjourned till 9 o'clock, A. M., tomorrow.

HOUSE OF REPRESENTATIVES,
Friday, April 5, 1861.

House met pursuant to adjournment. Roll called—quorum present.

Journal of yesterday read and adopted.

On motion, Mr. Warfield was excused from attendance on the House, for the remainder of the session.

The following communication from the Governor, was taken from the Speaker's stand. Read and referred to committee on Finance.

EXECUTIVE DEPARTMENT,
Austin, April 3, 1861.

Gentlemen of the Senate:

The report and accompanying documents, which I herewith respectfully submit to you, is made in accordance with a proclamation to the citizens of the frontier, issued by my predecessor, on the 21st of Nov. 1860; annd in conformity with which there were appointed three Commissioners, to inquire into and make a full statement of the losses sustained by our frontier citizens from Indian depredations. These Commissioners, as the report indicates, incurred many expenses and were engaged for a considerable time in investigating that for which they were appointed, and they now ask of of your honorable body that their disbursements be refunded to them, and that they also receive an equitable remuneration for their services. Accordingly, I present the subject for your consideration, and make the request that the report, with accompanying documents, be transmitted to the House of Representatitves.

[Signed] EDWARD CLARK.

Mr. Dennis, Chairman of the committee on State Affairs, reported recommending that 1000 copies of the report of the Boundary Survey Commissioner, be printed for the use of the House. Report adopted.

The committee on Enrollment reported correctly enrolled and properly signed the following bills:

A bill to provide for running the county lines between the counties of Marion, Cass and Titus.

A bill to define the line between Bell and Milam counties.

A bill to authorize the County Courts of the several counties to transfer a portion of the jury fund to the general county fund.

A bill to attach the county of Edwards to the county of Uvalde, for Judicial and other purposes, until organized.

A bill to attach the county of Wichita to the county of Clay,

so as to form one Land District; and that the same had been presented to the Governor for his signature and approval.

On motion of Mr. Dale, the report from the committee on Finance, recommending the passage of the bill supplemental to an act making an appropriation for the *per diem* pay and mileage of the members and officers of the Convention, with amendments by the committee, was taken up, read second time, amendments adopted and bill passed to third reading.

On motion, rule further suspended, bill read third time and passed.

On motion of Mr. Stewart, the vote passing the last named bill was reconsidered.

Mr. Stewart then proposed to amend as follows:

"Amount to be paid W. L. Chalmers, for assistant services as Secretary of the Convention, $40 00." Adopted, and bill passed.

Mr. Stewart introduced a bill making appropriation for certain purposes. Read first and second times and referred to the committee on Finance.

Also introduced a bill to amend the tax law of Feb. 11, 1850; and the amendatory tax law to the same, approved Feb. 11, 1860. Read first and second times and referred to committee on Finance.

On motion of Mr. Cocke, the Senate's bill concerning contested elections of Judges of the District Courts. Read first time.

On motion of Mr. Cocke, rule suspended, bill read second time and passed to third reading.

On motion of Mr. Buckley, rule further suspended, bill read third time and passed.

A message was received for the Senate, informing the House that the Senate had passed the following bills:

A bill to regulate the salaries of certain State officers and Clerks therein named, and to reduce the number of Clerkships in the Comptroller's office, and to arrange the same, and to abolish the allowance of contingent fund.

A bill to establish certain regulations for the management of the Lunatic, Deaf and Dumb and Blind Asylums.

Also a bill to provide for the sale of land ceded to the United States Government for Indian purposes by act of the Legislature, approved Feb. 11, 1854; and had passed the House's bill authorizing a loan and imposing a special tax to meet the principal and interest thereof, and specifying how the money arising from the lone shall be applied, with amendments by that body.

Mr. Mills moved to take up the Apportionment Bill. Lost.

ORDERS OF THE DAY.

Joint resolution assenting to the Ordinance of the Convention ratifying the Constitution of the Confederate States of America, was taken up.

Mr. Nelson offered a substitute for the joint resolution, which was adopted.

Mr. Epperson offered a substitute for the resolution, which, on his motion was postponed, together with the original resolution, till, and made the special order for Monday night, 7½ o'clock.

Senate's bill to supply deficiencies in former appropriations for frontier protection, and to provide for future expenses, taken up, read third time and passed.

Mr. Stewart moved to take up the Loan Bill. Lost by the following vote:

Mr. Mills calling for the yeas and nays.

YEAS—Messrs Speaker, Baxter, Billingsly, Branch, Buckley, Craig, Cocke, Cumby, Dale, Dennis, Dickson, Duncan, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Harrison of C., Harrison of U., Henderson, Maverick, Maxan, Morris, Nelson, Parker, Perry, Redwine, Robinson, Ross of R., Shelton, Short, Stewart, Upshaw, Walworth and Whitfield—36.

NAYS—Messrs. Armstrong, Benevides, Bryce, Bryan, Crawford, Crooks, Clark, Darnell, Davis, Epperson, Harrison of V. Z, Hobby, Houghton, Hubbard, Lewellen, Lewter, Maxey, McKnight, Middleton, Mills, Mundine, Munson, Norton, Redgate, Shannon, Smith, Speights, Taylor, Wælder, Waterhouse and Whitmore—31.

The Apportionment Bill was taken up, and the motion to lay the motion to reconsider vote laying Mr. Short's amendment on the table was carried.

Mr. Nelson moved to reconsider the vote refusing to lay Mr. Mills' substitute for the bill on the table.

Mr. Henderson moved to lay the motion on the table.

On motion of Mr. Dickson, a call of the House was ordered.

Absentees—Messrs. Caddell, Henry, Lewis of R., Norton, Owens and Wrede.

On motion of Mr. Branch, Mr. Ross of T., was excused from attendance on the House, on account of indisposition.

Mr. Mills moved to excuse Mr. Lewis of R., from attendance on the House for the balance of the session. Lost by the following vote:

YEAS—Messrs. Speaker, Armstrong, Benevides, Branch, Bryce, Bryan, Crawford, Crooks, Clark, Dale, Duncan, Edwards,

Francis, Harrison of C., Harrison of V. Z., Henderson, Hubbard, Lewter, Maxey, Morris, McKnight, Middleton, Mills, Munson, Parker, Shannon, Speights, Stewart, Taylor, Walworth, Waterhouse and Whitfield—32.

Nays—Messrs. Baxter, Billingsly, Buckley, Craig, Cocke, Cumby, Darnell, Davis, Dennis, Dickson, Epperson, Flewellen, Fort, Foscue, Goodrich, Hall, Harrison of U., Hartley, Hobby, Houghton, Lewellen, Maverick, Maxan, Mundine, Navarro, Nelson, Norton, Perry, Redgate, Redwine, Robinson, Ross of R., Shelton, Short, Smith, Upshaw, Wælder and Whitmore—38.

Mr. Taylor moved to dispatch the Sergeant-at-Arms, for Mr. Lews of R.

On motion of Mr. Henderson, a call of the House was ordered.

Absentees—Messrs. Caddell, Hall, Henry, Lewis of R., Norton, Owens, Ross of R., and Wrede.

Mr. Goodrich moved to adjourn until 1 o'clock. Lost.

Mr. Crooks moved to adjourn until 3½ o'clock. Lost.

Mr. Davis moved to adjourn until 4 o'clock. Lost.

Mr. Hartley moved to take up two bills incorporating the Galveston Turner's Association, and amend the second and third sections of an act to incorporate the Southern Cotton Press Manufactoring Company.

On motion of Mr. Maxey, a call of the House was ordered.

Absentees—Messrs. Hall, Henry, Lewis of R., Owens and Wrede.

Mr. Flewellen moved to take up bill for the relief of Colorado Railroad Company.

Mr. Mills moved a call of the House.

On motion the House adjourned until 3 o'clock, P. M.

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3 o'Clock, P. M.

House met. Roll called.

A message was received from the Senate, informing the House that the Senate had passed the following House bills:

A bill to amend the 4th, 7th, 8th, 15th, 18th and 34th sections of an act to provide for the assessment and collection of taxes, approved Feb. 11, 1850; approved Feb. 11 1860.

Also the House's joint resolution providing for the turning over of the property now in the possession of the State, (lately taken from the United States government,) to the Confederate State's government, with amendments.

Also requested the House to return the bill to the Senate to regulate the salaries of certain State officers therein named, and to reduce the number of Clerkships in the Comptroller's office, and to abolish the allowance for contingent fund.

Mr. Darnell, by permission, offered the following resolution:

Resolved, That the Executive be and he is hereby requested to lay before this House, all the information he has in regard to the duties of the Commissoner appointed by the Southern Confederacy of America, to take charge of the forts and other property taken by the State of Texas from the United States government, together with said agents instructions, &c., with a copy of the instructions in regard to the same. Laid over one day for consideration.

On motion of Mr. Darnell, rule suspended, resolution taken up and adopted.

The Apportionment Bill was taken up.

Mr. Henderson moved to lay on the table.

Mr. Nelson's motion to reconsider the vote refusing to lay Mr. Mills' substitute on the table, pending when the House adjourned, was put and carried by the following vote:

YEAS—Messrs. Armstrong, Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Caddell, Crawford, Clark, Dale, Darnell, Davis, Duncan, Epperson, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Hubbard, Lewellen, Lewter, Maverick, Mills, Mundine, Navarro, Norton, Owens, Parker, Redgate, Robinson, Ross of T., Shannon, Smith, Speights, Waterhouse, Whitmore and Wrede—38.

NAYS—Messrs. Speaker, Baxter, Craig, Crooks, Cocke, Cumby, Dickson, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Hobby, Houghton, Maxan, Morris, Munson, Nelson, Parker, Redwine, Ross of R., Shelton, Stewart, Upshaw, Walworth and Whitfield—28.

Mr. Crooks proposed to strike "Upshur county" from the 5th district and add it to the 6th district.

On motion of Mr. Norton, laid on the table by the following vote:

Mr. Crooks calling for the yeas and nays.

YEAS—Messrs. Armstrong, Benevides, Billingsly, Bryce, Bryan, Caddell, Crawford, Clark, Dale, Darnell, Davis, Dennis, Epperson, Fort, Foscue, Henderson, Hobby, Hubbard, Lewellen, Lewter, Maverick, Mills, Mundine, Navarro, Norton, Owens, Parker, Redgate, Robinson, Ross of T., Shannon, Shelton, Smith, Speights, Waterhouse, Whitfield, Whitmore and Wrede —38.

NAYS—Messrs. Speaker, Baxter, Branch, Buckley, Craig, Crooks, Cocke, Cumby, Duncan, Edwards, Flewellen, Francis, Goodrich, Hall, Harrison of C., Harrison of U., Houghton, Maverick, Morris, Munson, Nelson, Perry, Redwine, Ross of R., Stewart, Upshaw and Walworth—27.

Mr. Baxter proposed to amend as follows:

Strike Harrison and Upshur counties from the 5th District and add them to 6th District." Strike out Panola county from the 4th District and place in the 5th District.

Mr. Clark moved to lay the amendment on the table. Carried by the following vote:

Mr. Baxter calling for the yeas and nays.

YEAS—Messrs. Armstrong, Benevides, Billingsly, Branch, Bryce, Bryan, Caddell, Crawford, Clark, Dale, Darnell, Davis, Duncan, Epperson, Francis, Fort, Foscue, Harrison of C., Harrison of V. Z., Henderson, Hobby, Houghton, Hubbard, Lewellen, Lewter, Maverick, Maxan, Maxey, Mills, Mundine, Navarro, Norton, Owens, Parker, Redgate, Shannon, Smith, Speights, Upshaw, Walworth, Waterhouse and Whitfield—42.

NAYS—Messrs. Speaker, Baxter, Buckley, Craig, Crooks, Cocke, Cumby, Dickson, Edwasds, Flewellen, Goodrich, Hall, Harrison of U., Morris, Munson, Nelson, Perry, Redwine, Ross of R., Shelton, Stewart, Whitmore and Wrede—23.

Mr. Nelson moved to reconsider the vote attaching Jackson county to the 1st District. Carried by the following vote:

Mr. Buckley calling for the yeas and nays.

YEAS—Messrs. Baxter, Billingsly, Bryan, Buckley, Caddell, Craig, Crooks, Cumby, Davis, Edwards, Flewellen, Fort, Foscue, Goodrich, Harrison of C, Harrison of U., Hobby, Hubbard, Maverick, Maxan, Maxey, Morris, Mills, Munson, Nelson, Perry, Redgate, Redwine, Ross of R., Shelton and Upshaw—32.

NAYS—Messrs. Armstrong, Benevides, Branch, Bryce, Cocke, Dale, Darnell, Dickson, Duncan, Epperson, Francis, Hall, Harrison of V. Z., Henderson, Houghton, Lewellen, Lewter, Mundine, Navarro, Norton, Owens Parker, Ross of T, Shannon, Smith, Speights, Stewart, Walworth, Waterhouse, Whitfield, Whitmore and Wrede—31.

The amendment was laid on the table on motion of Mr. Buckley.

A message was received from the Senate, informing the House that the Senate had passed the following bills:

A bill to incorporate the Galveston and Houston Junction Railroad Company.

A bill to apportion the State of Texas and to regulate the election of members of Congress.

And returned to the House the bill to regulate the salaries of certain State officers and Clerk's therein named, and to reduce the number of Clerkship's in the Comptroller's office and to arrange the same, and to abolish the allowance for contingent fund.

Mr. Baxter moved to amend by striking out the county of Harrison in the 5th District and insert it in the 6th District.

On motion of Mr. Darnell, laid on the table by the following vote:

Mr. Baxter calling for the yeas and nays.

YEAS—Messrs. Armstrong, Benevides, Bryan, Caddell, Clark, Cocke, Dale, Darnell, Davis, Duncan, Epperson, Francis, Harrison of C., Harrison of V. Z, Harrison of U., Houghton, Hubbard, Lewellen, Lewter, Maverick, McKnight, Mills, Mundine, Norton, Parker, Redgate, Ross of T., Shannon, Smith, Speights, Upshaw, Waterhouse and Wrede—33.

NAYS—Messrs. Speaker, Baxter, Billingsly, Branch, Bryce, Buckley, Craig, Crawford, Crooks, Cumby, Dickson, Flewellen, Fort, Foscue, Goodrich, Hall, Hobby, Maxey, Morris, Munson, Navarro, Nelson, Perry, Redwine, Ross of R., Shelton, Stewart, Walworth, Whitfield and Whitmore—30.

On motion of Mr. Dickson, the bill before the House was laid on the table.

On motion the rule was suspended and the Senate's bill taken up and read first time.

Mr. Buckley offered a substitute for the 1st 2nd District, which was adopted.

Mr. Shelton proposed to amend as follows:

Strike out Collin, Denton and Wise, from the 6th District, and add it to the 5th.

Mr. Lewellen moved to lay it on the table. Carried by the following vote:

YEAS—Messrs. Armstrong, Benevides, Branch, Bryce, Bryan, Caddell, Clark, Dale, Darnell, Davis, Epperson, Harrison of V. Z., Henderson, Houghton, Hubbard, Lewellen, Lewter, Maverick, Maxan, Maxey, McKnight, Mills, Mundine, Navarro, Nelson, Norton, Owens, Parker, Redgate, Ross of T., Shannon, Smith, Speights, Walworth, Waterhouse, Whitfield and Whitmore—37.

NAYS—Messrs. Speaker, Baxter, Billingsly, Buckley, Craig, Crawford, Crooks, Cocke, Cumby, Dennis, Dickson, Duncan, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Harrison U., Hobby, Morris, Munson, Perry,

Redwine, Ross of R., Shelton, Stewart, Upshaw, Wælder and Wrede—32.

Mr. Dickson moved to substitute the bill reported by the House committee on Apportionment, for the bill pending before the House. Lost by the following vote:

YEAS—Messrs. Armstrong, Baxter, Buckley, Craig, Cocke, Cumby, Dennis, Dickson, Edwards, Flewellen, Fort, Goodrich, Harrison of U., Maverick, Morris, Munson, Nelson, Perry, Redwine, Ross of R., Shelton, Short, Stewart and Upshaw—24.

NAYS—Messrs. Armstrong, Benevides, Billingsly, Branch, Bryce, Bryan, Caddell, Crawford, Crooks, Clark, Dale, Darnell, Davis, Duncan, Epperson, Francis, Foscue, Hall, Harrison of C., Harrison of V. Z., Henderson, Hobby, Houghton, Hubbard, Lewellen, Lewter, Maxan, Maxey, McKnight, Mills, Mundine, Navarro, Norton, Owens, Parker, Redgate, Ross of T., Shannon, Smith, Speights, Wælder, Walworth, Waterhouse, Whitfield, Whitmore and Wrede—46.

Mr. Stewart proposed to amend as follows:

Strike out Jackson from the 2nd District and add it to the 1st, and strike out Caldwell from the 2nd District and add it to the 1st.

On motion of Mr. Francis, the main question was ordered and the bill passed to a third reading by the following vote:

Mr. McKnight calling for the yeas and nays.

YEAS—Messrs. Amstrong, Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Caddell, Craig, Crawford, Crooks, Clark, Cocke, Dale, Darnell, Davis, Dennis, Duncan, Epperson, Francis, Foscue, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Hobby, Houghton, Hubbard, Lewter, Maverick, Maxan, Maxey, McKnight, Mills, Mundine, Munson, Nelson, Norton, Owens, Parker, Perry, Redgate, Ross of T., Shannon, Smith, Speights, Upshaw, Wælder, Walworth, Waterhouse, Whitfield, Whitmore and Wrede—56.

NAYS—Messrs. Baxter, Cumby, Dickson, Fort, Goodrich, Morris, Redwine, Ross of R., Shelton, Short and Stewart—12.

On motion of Mr. Dickson, the rule was suspended, bill read third time and passed by the following vote:

Mr. Baxter calling for the yeas and nays.

YEAS—Messrs. Armstrong, Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Caddell, Craig, Cawford, Crooks, Clark, Cocke, Darnell, Davis, Dennis, Duncan, Edwards, Epperson, Francis, Foscue, Hall, Harrison of C., Harrison V. Z., Harrison of U., Henderson, Hobby, Houghton, Hubbard, Lewellen, Lewter, Maverick, Maxan, Maxey, McKnight, Middleton, Mills,

Mundine, Munson, Navarro, Nelson, Norton, Owens, Parker, Redgate, Ross of T., Shannon, Smith, Speights, Taylor, Upshaw, Wælder, Walworth, Watehouse, Whitfield, Whitmore and Wrede—57.

Nays—Messers. Speaker, Baxter, Cumby, Dale, Dickson, Flewellen, Fort, Goodrich, Morris, Perry, Redwine, Ross of R., Shelton, Short and Stewart—15.

Mr. Branch, from the committee on Enrollment reported as follows:

The joint committee on Enrolled Bills, have examined a bill to change the boundary line between the counties of Goliad and Victoria.

A joint resolution authorizing the payment of the salary of the late Capt. Thos. P. Plaster, deceased, as Door-Keeper of the House of Representatives, to D. C. Dickson.

A bill to be entitled an act to supply deficiencies in former appropriations for frontier protection and to provide for future expenses.

A bill to be entitled an act concerning contested elections of Judges of the District Courts.

And find the same correctly enrolled, properly signed and have been presented to the Governor for his approval and signature.

Mr. Buckley moved to reconsider the vote passing the Apportionment bill and to lay that motion on the table. Carried.

On motion of Mr. Lewellen, the Senate's bill to provide payment for Treasury warrants, issued to Wm. Fitzhugh, was taken up and referred to committee on Finance.

Mr. Morris introduced a joint resolution relative to Brigadier Gen. D. E. Twiggs. Read first time.

On motion of Mr. Morris, rule suspended, read second time and ordered to be engrossed.

On motion rule further suspended, read third time and passed.

The House bill authorizing a State loan, &c., with amendments by the Senate, was taken up and amendment concurred by the following vote:

Yeas—Messrs. Speaker, Armstrong, Baxter, Benevides, Billingsly, Branch, Bryan, Buckley, Caddell, Craig, Crawford, Crooks, Clark, Cocke, Cumby, Dale, Darnell, Davis, Dennis, Dickson, Duncan, Epperson, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hobby, Houghton, Hubbard, Maverick, Maxan, Maxey, Morris, McKnight, Mills, Munson, Navarro, Nelson, Parker, Perry, Ross of T., Shannon, Shelton, Short, Smith, Speights,

Stewart, Upshaw, Wælder, Walworth, Waterhouse, Whitfield and Wrede—59.

YAYS—Messrs. Bryce, Edwards, Lewter, Middleton, Norton, Redgate, Redwine, Ross of R., Taylor and Whitmore—10.

House bill to authorize the Commissioner of the General Land Office, to issue patents on surveys not made in a form required by law. Taken up read third time.

[Mr. Dale in the Chair.]

A message was received from the Senate, informing the House that the Senate had passed the House bill supplemental to the act creating the county of Kaufman, approved Feb. 26, 1848; and had amended and passed House bill prescribing the manner of authenticating instruments of record.

Also had passed the following named bills originating in the Senate, to-wit:

Bill supplemental to the act to amend the fourth section of an act to provide for the investment of the Special School Fund in the bonds of Railroad Companies incorporated by the State, passed Aug. 13, 1856; approved Feb. 22, 1858.

Bill to extend the time for completing the improvements of the Brazos river.

Bill for the relief of Ware Benge.

Bill for the relief of Samuel Everett.

Bill to define the boundary of Hopkins county.

The question recurring on the passage of the bill before the House, Mr. Davis called for the yeas and nays, and the House refused to pass the bill by the following vote:

YEAS—Messrs. Speaker, Bryan, Cocke, Darnell, Epperson, Harrison of V. Z., Harrison of U., Henderson, Lewellen, Mavcrick, Mills, Nelson, Norton, Owens, Parker, Perry, Redgate, Ross of T., Shannon, Short, Smith, Wælder, Walworth, Whitfield, Whitmore and Wrede—25.

NAYS—Messrs. Billingsly, Bryce, Buckley, Caddell, Craig, Crawford, Crooks, Clark, Dale, Davis, Dennis, Dickson, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Hobby, Houghton, Hubbard, Lewter, Maxan, Maxey, Morris, Munson, Navarro, Redwine, Ross of R., Shelton, Speights, Stewart and Upshaw—35.

Joint resolution providing for the transfer of arms and munitions of war by the State to the Confederate States, with amendments by the Senate, was taken up and amendments concurred in.

On motion the House adjourned till 7½ o'clock, P. M.

7½ o'Clock, P. M.

House met. Roll called—quorum present.

The House bill to prescribe the manner of authenticating instruments of record with amendments by the Senate, was taken up and amendment concurred in.

Senate's bill to refund the expenses of S. P. Hollingsworth, as bearer of dispatches to the Congress at Montgomery, was taken up and passed.

Senate's bill requiring forced sales in Nueces county, to be made at the door of the La Retema house, in Corpus Christi. Taken up, read first time.

Rule suspended, bill read second time and passed to a third reading.

On motion of Mr. Duncan, rule further suspended, bill read third time and passed.

Senate's bill relative to the School Fund derivable from taxation, under the second section of 10th article of the State Constitution, was taken up, read first time.

On motion of Mr. Mills, rule suspended, bill read second time.

Mr. Henderson moved to refer the bill to committee on Education. Lost.

Mr. Duncan moved to lay the bill on the table. Lost.

On motion of Mr. Mills, rule further suspended, bill read third time and passed.

Joint resolution to establish a Court of admiralty at Galveston and other places, taken up, read first time.

On motion of Mr. Morris, rule suspended, bill read second time.

Mr. Morris proposed to amend by inserting after Galveston, "Sabine Pass and Indianola." Lost, and bill passed to a third reading.

On motion of Mr. Duncan, rule further suspended and bill passed.

Mr. Davis, by permission, introduced a bill to fix the place for public sales in the town of San Marcos. Read first time.

On motion, Mr. Davis, rule was suspended.

Bill read second time and ordered to be engrossed.

On motion, rule further suspended, bill read third time and passed.

Report from the joint committee on Retrenchment and Reform, recommending the passage of Senate's joint resolution suspending the Geological survey, with amendments, was taken up and amendments adopted.

A message was received from the Senate, informing the House,

that the Senate had passed House bill for relief of Chas. Ganahl, and had amended and passed House bill to encourage the establishment of Manufactories in the State of Texas.

Also had passed the following named bills originating in that body.

Bill to incorporate Columbus Lodge, No. 51, I. O. O. F.

Bill to incorporate the Houston Cotton Press Company.

Bill for the relief of Nathan Davis, or his assigns.

Bill to reduce the expenditures on account of the General Land Office, and to regulate the fees and the manner of conducting the same.

Mr. Stewart proposed to amend the bill before the House as follows:

Strike out "shall continue in office until the first day of July, and no longer," and insert "shall continue in office until the expiration of his time." Rejected.

The question recurring on the passage of the bill to a third reading, the same was put and the bill ordered to a third reading by the following vote:

YEAS—Messrs. Speaker, Armstrong, Baxter, Crooks, Cocke, Cumby, Dale, Darnell, Davis, Epperson, Francis, Foscue, Goodrich, Harrison of C., Harrison of V. Z., Harrison of U., Houghton, Lewellen, Morris, McKnight, Middleton, Mills, Nelson, Norton, Parker, Perry, Redwine, Ross of T., Shelton, Speights, Upshaw, Wælder, Whitfield and Whitmore—34.

NAYS—Messrs. Billingsly, Branch, Bryce, Bryan, Buckley, Caddell, Craig, Crawford, Clark, Dennis, Dickson, Duncan, Edwards, Flewellen, Fort, Hall, Henderson, Henry, Hobby, Hubbard, Maverick, Maxan, Maxey, Munson, Navarro, Parker, Perry, Redgate, Robinson, Shannon, Smith, Stewart, Taylor and Walworth—32.

Mr. Crooks, Chairman of the committee on Engrossed Bills, reported correctly engrossed, a bill to authorize and require public sales in the county of Hays to be made upon the public square of San Marcos.

And the bill supplemental to the act to apportion the State of Texas, and to regulate the election of members of Congress.

Mr. Wælder, by permission, introduced a bill supplemental to to the bill to apportion the State into six Congressional Districts. Read first time.

On motion of Mr. Wælder, the rule was suspended, bill read second time.

Mr. Crooks moved to refer the bill to the committee on Apportionment. Lost.

Mr. Stewart proposed to amend as follows:

"And any other counties omitted in the original bill, shall be attached to the nearest Congressional District, and form a part thereof." Lost, and bill ordered to be engrossed.

On motion of Mr. Lewellen, the rule was suspended, bill read third time and passed.

Senate's bill to amend the act to regulate Estrays, approved Feb. 5, 1861. Taken up and read first time.

On motion of Mr. Mills, rule suspended, bill read second time and passed to a third reading.

On motion of Mr. Mills, rule further suspended, bill read third time and passed.

Mr. Epperson, by permission, offered the following resolution:

Resolved, That the committee on Finance, be instructed to report a bill appropriating $50,000 to supply rations to the Cavalry regiment, called out by the Convention, for the protection of the frontier. Adopted.

Senate's bill to require the board of Auditors to audit the claims of H. B. Waller. Taken up, read first and second times and referred to committee on Finance.

Mr. Henderson moved to suspend the rule and take up Senate bill to incorporate the Houston Cotton Press Company. Lost.

Senate's bill to amend sections 71 and 92 of the act to regulate proceedings in the District Courts, approved May 13, 1846. Taken up, read first time.

[Mr. Mills in the Chair.]

On motion of Mr. Buckley, rule suspended, bill read second time.

Mr. Fort proposed to amend as follows:

"The authority of the officer before whom such evidence is taken, shall be certified to by a Minister, Consul or Secretary of Legation of the Confederate States of America, unless such evidence is taken before such Minister, Consul or Secretary of Legation."

On motion the House adjourned till 9 o'clock, A. M. to-morrow.

HOUSE OF REPRESENTATIVES,
Saturday, April 6th, 1861.

House met pursuant to adjournment—roll called—quorum present.

Journal of yesterday read and adopted.

Mr. Henderson introduced a joint resolution relative to the Texas Central Railroad. Read first time.

On motion of Mr. Henderson, rule suspended, bill read second time and ordered to be engrossed.

On motion of Mr. Henderson, rule further suspended, bill read third time and passed.

Mr. Redwine reported as follows, from committee on Retrenchment and Reform:

The joint committee on the reduction of expenditures, would report that the several bills heretofore reported by them, if passed, will save the State over $25,000, and if the reform suggested in the several asylums are carried out, there will be an additional saving of several thousand dollars more.

The committee regrets that the limited time allowed has precluded these institutions, a thorough reformation, and in many other departments which in the present embarrassed condition of the finance, is absolutely demanded. Much labor and careful study has been bestowed by the committee on the subject of an entire reorganization of the judicial districts of the State. This is a reform, of all others, which seriously demands the attention of the Legislature, and the hope is entertained that the next Legislature will at once arrest an evil of such magnitude, and promptly relieve the Treasury of the heavy burthen which the present extravagant judicial district system has fastened upon it. Five of the districts can be dispensed with, and the labor of each Judge equalized to about thirty-two or thirty-four weeks annually; as it now is, some Judges work as high as forty-two weeks, and others have but little labor to perform. In proposing the reduction of salaries, the committee have been prompted by a strict sense of duty. A number of the committee believe that we have fallen short of what should have been done in this regard. The salaries of all the officers of the State Government are liberal. It has been but a few years since they were increased, but it was at a time when the Treasury was over-flowing. The state taxes were relinquished to the counties, and the rate of taxation reduced. Now our condition is very different; we are in debt, and proposing to obtain a loan of one million of dollars. In this, we may not succeed as we desire, but whether we succeed or not, the taxes necessarily, must be increased. Therefore, we should do whatever we can to reduce the expenses of the government so far as it can be done, without detriment of the public interest.

Your committee have not had time to perfect but little of

what is really demanded of the Legislature, and we can only hope, that the next Legislature will do that which the limited time of the session, and many pressing engagements have precluded us from doing.

Respectfully submitted,
H. D. REDWINE,
Chairman on part of the House.
J. W. THROCKMORTON,
Chairman on part of the Senate.

Mr. Stewart, chairman of the committee on Finance, reported recommending the passage of the bill regulating the Board of auditors of debts, incurred by authority of the Convention to admit the claim of Hiram B. Waller.

Also, reported recommending the passage of the bill to provide for the payment of treasury warrants issued to Wm. Fitzhugh.

Also, reported recommending the passage of the bill making appropriation for certain cases, with amendments by the committee.

Mr. Maxey, one of the committee on Enrolled Bills, reported correctly enrolled and properly signed, a bill to amend the 4th, 7th, 8th, 15th, 18th, and 34th sections of an act to provide for the assessment and collection of taxes, approved February 11th, 1850, approved February 11th, 1860, and that the same had been presented to the Governor for his signature and approval.

On motion of Mr. Foscue, the Senate bill to establish certain regulations for the management of the Lunatic, Deaf and Dumb and Blind Asylums. Read first time and passed to second reading.

On motion, rule suspended, bill read second time and passed to third reading.

On motion rule further suspended, bill read third time and passed.

The House bill to establish manufacturies in the State of Texas, with amendments from the Senate, was taken up, amendments concurred in and bill passed.

On motion of Mr. Parker, Mr. Shannon was excused from attendance on the House.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed, a joint resolution authorizing the Governor to appoint two Commissioners to enquire into the affairs of the Central Railroad.

The bill and amendment pending when the House last adjourned was taken up.

Mr. Morris offered the following as a substitute for the amendment:

Section 1st, 14th line, strike out all after the word "any" to the word "to" in 20th line, and insert "Judge of any Court of Record within the United States or any State or county where it is stated in the notice such witness resides requiring such Judge." Strike out the word "officer" where it occurs in the remainder of said section, and insert "Judge."

Strike out the last five lines in said section. Lost, and the amendment lost.

A message was received from the Senate informing the House that the Senate had passed and amended the following House bills:

A bill to amend an act entitled an act amendatory of the laws to raise revenue by taxation, approved February 16th, 1858.

Also, the bill granting a pension to Cynthia Ann Parker, and

Had passed a substitute for the bill donating land to Cynthia Ann Parker and to her daughter To-Kusan Parker.

Also, the Senate's bill making an appropriation for the subsistance and transportation of supplies for the regiment ordered to be raised by an Ordinance passed by the Convention.

Also, requested the House to return to the Senate, the House bill to amend an act entitled an act amendatory of the laws to raise the revenue by taxation, approved February 16th, 1858.

Mr. Fort proposed to amend the bill before the House as follows:

Section 1st, after the words "to any" strike out the words "public officer of any town, city, district or county, or State, or other political domain of any government beyond the limits of this State, having and using a seal to authenticate their official oaths; or to any consul, minister or secretary of legation of the Confederate States," and insert "Judge of any court of record, or Notary Public within any county in any of the Confederate States or United States, or any Public Minister Charge de Affairs, or consul of the Confederate States." Lost.

Mr. Dale moved to lay the bill on the table. Lost by the following vote:

Mr. Dale calling for the yeas and nays.

YEAS—Messrs. Armstrong, Bryce, Caddell, Crawford, Cumby, Dale, Darnell, Dickson, Francis, Fort, Hall, Harrison of V. Z., Harrison of U., Houghton, Hubbard, Lewter, Maxey, Morris, Middleton, Norton, Parker, Perry, Redwine, Ross of T., Speights, Stewart, Upshaw, Waterhouse, Whitfield and Whitmore—30.

NAYS—Messrs. Baxter, Billingsly, Branch, Buckley, Crooks,

Clark, Cocke, Davis. Dennis, Edwards, Epperson, Flewellen, Foscue, Goodrich, Harrison of C., Hartley, Henderson, Lewellen, Maverick, Maxan, McKnight, Mills, Munson, Nelson, Redgate, Robinson, Smith, Short, Wælder, Walworth and Wrede —31.

The question recurring on the passage of the bill,

On motion of Mr. Norton, a call of the House was ordered.

Absentees: Messrs Bryan, Henry, Hobby, Hubbard, Lewis of R., Mundine, Navarro, Owens, Ross of R., and Shelton.

On motion of Mr. Wælder, the call was suspended.

Mr. Wælder proposed to amend the bill as follows:

"Where depositions in any State or country beyond the limits of the Confederate States, except the United States of America, the official character of the officer taking the same, unless he be an officer of this, or the Confederate States, shall be certified to by a minister, secretary of legation or consul of the Confederate States, or by the Secretary of State, or some equivalent officer of the State or country in which such depositions are taken. Adopted.

Mr. Norton moved to indefinitely postpone the bill. Lost by the following vote:

Mr. Mills calling for the yeas and nays.

Yeas—Messrs. Armstrong, Benevides, Bryce, Caddell, Crawford Cumby, Dale, Darnell, Dickson, Francis, Fort, Harrison of V. Z., Harrison of U., Lewter, Maxey, Morris, Middleton, Navarro, Norton, Parker, Perry, Redwine, Ross of R., Ross of T., Speights, Stewart, Waterhouse, Whitfield and Whitmore—29.

Nays—Messrs. Speaker, Baxter, Billingsly, Branch, Bryan, Buckley, Craig, Crooks, Clark, Cocke, Davis, Dennis, Duncan, Edwards, Epperson, Flewellen, Foscue, Goodrich, Hall, Harrison of C., Hartley, Henderson, Hobby, Houghton, Hubbard, Lewellen, Maverick, Maxan, McKnight, Mills, Nelson, Redgate, Shelton, Short, Smith, Taylor, Upshaw, Wælder, Walworth and Wrede—40.

And bill passed by the following vote:

Mr. Dale calling for the yeas and nays.

Yeas—Messrs. Speaker, Baxter, Billingsly, Branch, Bryan, Buckley, Craig, Crooks, Clark, Cocke, Davis, Dennis, Duncan, Edwards, Epperson, Flewellen, Fort, Foscue, Goodrich, Hall, Harrison of C., Hartley, Henderson, Hobby, Lewellen, Maverick, Maxan, McKnight, Mills, Munson, Nelson, Redgate, Shelton, Short, Smith, Taylor, Upshaw, Wælder and Walworth —41.

Nays—Messrs. Armstrong, Benevides, Bryce, Caddell, Craw-

ford, Cumby, Darnell, Dickson, Francis, Harrison of V. Z., Harrison of U., Houghton, Hubbard, Lewter, Maxey, Morris, Middleton, Navarro, Norton, Parker, Perry, Redwine, Ross of T., Speights, Stewart, Waterhouse Whitfield and Whitmore—28.

Mr. Henderson moved to reconsider the vote just taken, and lay that motion on the table. Carried by the following vote:

Mr. Nelson calling for the yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Baxter, Branch, Bryan, Buckley, Craig, Crooks, Clark, Cocke, Davis, Dennis, Duncan, Edwards, Epperson, Flewellen, Foscue, Goodrich, Hall, Harrison of C., Hartley, Henderson, Hobby, Houghton, Lewellen, Maverick, Maxan, Mills, Munson, Nelson, Redgate, Short, Smith, Taylor, Upshaw, Wælder, Walworth, and Wrede—38.

NAYS—Messrs. Billingsly, Bryce, Caddell, Crawford, Cumby, Dale, Darnell, Dickson, Francis, Fort, Harrison of V. Z., Harrison of U., Hubbard, Lewter, Maxey, Morris, McKnight, Middleton, Navarro, Norton, Parker, Perry, Redwine, Ross of R., Ross of T., Speights, Stewart, Waterhouse, Whitfield and Whitmore—30.

Mr. Dennis moved to reconsider the vote passing the Senate's bill in relation to the Insane, Deaf and Dumb and Blind Asylums.

Message from the Senate informing the House that the Senate had passed House joint resolution concerning Brigadier General D. E. Twiggs,

And, returned House bill (withdrawn by the Senate,) to amend the act amendatory of the laws to raise revenue by taxation, approved February 16th, 1858.

And, had passed Senate's bill to amend the act, to amend the act to organize Justice's Courts and to define the powers and jurisdictions of the same, approved February 7th, 1861.

And, a bill to amend the 7th chapter of the Penal Code.

The question recurring on the reconsideration of the bill, Mr. Nelson moved to lay the motion on the table. Lost by the following vote:

Mr. Dennis calling for the yeas and nays.

YEAS—Messrs. Speaker, Billingsly, Bryan, Craig, Crawford, Crooks, Cocke, Dale, Davis, Dickson, Edwards, Flewellen, Francis, Foscue, Goodrich, Harrison of C., Harrison of U., Henderson, Hobby, Lewellen, Maverick, Mills, Nelson, Perry, Redwine, Ross of R., Taylor, and Whitmore—28.

NAYS—Messrs. Benevides, Branch, Bryce, Caddell, Clark, Cumby, Darnell, Dennis, Duncan, Epperson, Fort, Hall, Harrison of V. Z., Houghton, Hubbard, Lewter, Maxan, Maxey,

Morris, Middleton, Munson, Navarro, Norton, Parker, Redgate, Ross of T., Shelton, Short, Smith, Stewart, Upshaw, Wælder, Walworth, and Whitfield—34.

Mr. Stewart, chairman of the committee on Finance, reported asking to be discharged from the further consideration of the Comptroller's report of his mission to Washington city.

Also, reported recommending the passage of the bill to amend the tax law of February 11th, 1850, and the amendatory tax law to the same, approved February 11th, 1860, with amendments by the committee.

Mr. Perry, one of the committee on Finance, reported asking to be discharged from the further consideration of the resolution instructing the committee on Finance, to enquire into the expenses of the late Convention.

Mr. Maxey moved the previous question. Lost.

On motion, the House adjourned till 3 o'clock, P. M.

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3 O'Clock, P. M.

House met —roll called—quorum present.

On motion of Mr. Dickson, the bill pending when the House adjourned, was postponed.

The rule was suspended, and the Senate's bill to incorporate the Galveston and Houston Railroad Companies, was taken up and read first time.

Mr. Henderson moved to refer the bill to the committee on Internal Improvements. Lost by the following vote :

Mr. Henderson calling for the yeas and nays.

Yeas—Messrs. Armstrong, Billingsly, Bryan, Buckley, Crawford, Clark, Cocke, Davis, Duncan, Epperson, Flewellen, Henderson, Hobby, Norton, Shelton, Speights, Walworth and Waterhouse—18.

Nays—Messrs. Speaker, Baxter, Benevides, Branch, Bryce, Craig, Crooks, Dale, Darnell, Dennis, Dickson, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Hubbard, Lewellen, Lewter, Maverick, Maxey, Middleton, Mills, Navarro, Nelson, Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Smith, Stewart, Upshaw, Wælder, Whtifield, Whitmore and Wrede—42.

A message was received from the Senate, informing the House, that the Senate had amended and passed the following House bills :

A bill to authorize and require public sales in the county of

Hays, to be made upon the public square in the town of San Marcos.

A bill supplemental to an act to apportion the State of Texas, and to regulate the election of members of Congress.

Also, a joint resolution authorizing the Governor to appoint two commissioners to examine into the affairs of the Central Railroad, and to report to him.

And, had passed a substitute for the House bill to provide for the pay of the current expenses of the revenue cutter "Dodge."

And, had also passed the following bills originating in that body :

A bill for the relief of John A. Cummings.

A bill to incorporate the Texas and Arizona Mining and Transportation Company.

Mr. Dickson moved to suspend the rule and place the bill before the House on its second reading.

Mr. Henderson moved to adjourn till 7 o'clock, P. M. Lost.

Mr. Foscue moved to postpone the bill till 7 o'clock, P. M. Lost.

The question recurring on the motion to suspend the rule, the same was put and lost by the following vote :

Three-fourths not voting therefor.

YEAS—Messrs Speaker, Armstrong, Baxter, Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Craig, Crooks, Clark, Cocke, Dale, Darnell, Davis, Dennis, Dickson, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Hubbard, Lewellen, Lewter, Maverick, Maxey, Middleton, Mills, Munson, Navarro, Nelson, Parker, Perry, Redgate, Redwine, Robinson, Smith, Stewart, Upshaw, Wachler, Whitfield, Whitmore and Wrede—49.

NAYS—Messrs. Crawford, Duncan, Edwards, Epperson, Flewellen, Henderson, Hobby, Morris, Norton, Ross of R., Shelton, Speights Walworth and Waterhouse—14.

House bill to amend the act amendatory of the act to raise the revenue by taxation, with amendments by the Senate, taken up and House refused to concur.

House bill granting a pension to Cynthia Ann Parker, with amendments by the Senate, taken up and amendments concurred in.

Senate's substitute for the House bill granting land to Cynthia Ann Parker, taken up and read first time.

On motion, rule suspended, bill read second time and passed to third reading.

On motion, rule suspended bill read third time and passed.

House bill supplemental to apportionment bill, with amendments by the Senate ; taken up and amendments concurred in.

House joint resolution authorizing the Governor to appoint Commissioners to enquire into the affairs of the Texas Central Railroad Company, with amendments by the Senate ; taken up and amendments concurred in.

House bill to authorize and require public sales in the county of Hays to be made upon the public square in the town of San Marcos ; with amendments by the Senate, was taken up and amendments concurred in.

Mr. Crooks moved to take up the bill to define the county line of Hopkins county. Lost.

On motion of Mr. Lewellen, the rule was suspended and the Senate's bill to provide for the payment of the treasury warrants issued to Wm. Fitzhugh ; was taken up and read first time.

On motion of Mr. Lewellen, bill read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

On motion of Mr. Darnell, the rule was suspended and the Senate's bill providing for the change in the venue in the case of the State *vs.* Albert G. Walker. Read first time.

On motion of Mr. Mills, rule suspended, bill read second time and passed to third reading.

Mr. Foscue voting against the passage of the bill to third reading.

On motion of Mr. Norton, rule further suspended, bill read third time and passed.

Mr. Foscue voting against the passage of the bill.

On motion of Mr. Middleton, rule suspended and bill for the relief of Jno. A. Cummings, was taken up and read first time.

On motion, rule further suspended, bill read second time and passed to third reading.

On motion rule further suspended, bill read third time and passed.

On motion of Mr. Buckley, rule suspended, and the Senate's bill to amend an act incorporating Columbus Tap Railroad Company, approved February 2nd, 1860, was taken up and read first time.

Mr. Buckley moved to suspend the rule and place the bill on second reading. Carried.

Mr. Caddell moved to reject the bill.

On motion of Mr. Baxter, the motion to reject was laid on the table, and the bill passed to third reading.

On motion, rule further suspended, bill read third time and passed by two-third vote.

On motion of Mr. Wælder, rule suspended, and the Senate's bill for the relief of Thomas H. Duggan, was taken up and read first time.

On motion, the rule was suspended and bill read second time and passed to third reading.

On motion of Mr. Wælder, the rule was further suspended, bill read third time and passed.

On motion of Mr. Hubbard, the rule was suspended and the Senate's bill to incorporate the Texas Baptist College, was taken up and read first time.

On motion of Mr. Henderson, rule suspended, bill read second time and passed to third reading.

On motion of Mr. Henderson, rule further suspended and bill read third time and passed by two-third vote.

On motion of Mr. Hartley, the rule was suspended and the Senate bill to provide for the payment of certain debts created by the Convention of the people of Texas, was taken up, read first time and passed to second reading.

On motion of Mr. Hartley, rule suspended, bill read second time and passed to third reading.

On motion, rule further suspended, bill read third time.

Mr. Branch, one of the committee on Enrolled Bills, reported as follows :

The joint committee on Enrolled Bills, have examined a bill to apportion the State of Texas, and regulate the election of members of Congress.

A joint resolution in relation to the establishment of an Admiralty court for the State of Texas, at Galveston and such other places in this State, as commerce requires.

A bill in relation to the School Fund derivable from taxation under the provisions of the second section of the tenth article of the Constitution of the State.

A bill to be entitled an act to authorize and require all forced sales of real estate, and negroes and sales of real estate or negroes, made by executors or Administrators in the county of Nueces, to be made at the front door of the La Retama House in the city of Corpus Christi.

And find them correctly enrolled, properly signed and this day presented to the Governor for his approval and signature.

On motion, the House adjourned till 7½ o'clock, P. M.,

7½ o'Clock, P. M.

House met—roll called—quorum present.

The Senate's bill pending when the House adjourned, was taken up.

Mr. Bryce moved to refer the bill to to the committee on Finance Carried by the following vote :

Mr. Hartley, Calling for the yeas and nays.

Yeas—Messrs. Billingsly, Bryce, Bryan, Buckley, Caddell, Craig, Crawford, Darnell, Davis, Epperson, Francis, Fort, Foscue, Goodrich, Hall, Harrison of V. Z., Harrison of U., Henry, Houghton, Hubbard, Lewellen, Lewter, McKnight, Middleton, Mundine, Munson, Norton, Redgate, Redwine, Ross of R., Ross of T., Speights, Stewart, Waterhouse, Whitfield, Whitmore and Wrede—36.

Nays—Messrs. Speaker, Armstrong, Baxter, Crooks, Cocke, Cumby, Dale, Dennis, Dickson, Duncan, Flewellen, Hartley, Henderson, Maverick, Maxan, Mills, Nelson, Owens, Parker, Robinson, Shelton, Short, Smith, Stewart, Upshaw, Wælder and Walworth—27.

On motion of Mr. Henderson, rule suspended and Senate bill to incorporate the Houston Cotton Press Company, was taken up and read first time.

On motion rule suspended, bill read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

The Senate's bill to establish certain regulations for the management of the Lunatic, Deaf and Dumb and Blind Asylums, pending when the House adjourned this morning, with a motion to reconsider the vote passing the bill, was taked up and the bill reconsidered.

Mr. Davis proposed to amend as follows :

"Exclusive of superintendant and teachers." Adopted and bill passed.

Mr. Clark introduced a bill for the relief of Archable Hodgkess. Read first time.

On motion of Mr. Stewart, rule suspended, bill read second time.

A message was received from the Senate, informing the House that the Senate refused to recede from their amendment to the House bill to amend an act entitled an act amendatory of the laws to raise revenue by taxation, approved February 16th. 1858, and had appointed Messrs. Throckmorton, Duggan and Potter, a committee on the part of the Senate, and desire a like committee on the part of the House.

And had also passed the following bills originating in that body:

A bill to incorporate the Star State Telegraph Company.

A bill to amend the 4th, 6th, 7th, 8th and 10th sections of an act passed February 13th, 1858, entitled an act amendatory of an act regulating Juries, approved 4th May, 1846.

And had amended the House resolution to adjourn by striking out Monday the 8th and inserting Tuesday the 9th.

Mr. Bryce moved to refer the bill to the committee on Private Land Claims. Lost, and bill ordered to be engrossed.

Mr. Dale offered the following resolution:

Resolved, That the Chief Clerk of the House be authorized and required to file and label the unfinished business of this House, and to safely keep and transfer the same to his successor; to read and correct the proof of the journals of this House at the extra and adjourned session thereof, and to index the same, and that he be allowed twenty days pay as clerk for said service, to be paid out of the contingent fund of the House."

Mr. Foscue proposed to amend as follows:

"And that J. Mangum be continued in office for three days after the adjournment, to turn over the stationery of this House to the Secretary of State. Accepted and resolution adopted.

On motion of Mr. Darnell, the report from the committee on Finance, recommending that sundry bills be laid on the table, was taken up.

Mr. Darnell moved that the report be laid on the table. Lost by the following vote:

YEAS—Messrs. Armstrong, Benevides, Billingsly, Branch, Caddell, Clark, Crooks, Darnell, Davis, Duncan, Epperson, Harrison, of V. Z., Lewellen, Maverick, Maxan, Middleton, Mills, Mundine, Navarro, Norton, Redgate, Robinson, Smith, Speights, Taylor, Walworth, Waterhouse, and Whitfield.—29.

NAYS—Messrs. Speaker, Baxter, Bryan, Craig, Crawford, Cocke, Cumby, Dale, Dennis, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Harrison, of C., Harrison, of U., Hartly, Maxey, McKnight, Nelson, Parker, Redwine, Ross of R., Shelton, Stewart, Upshaw, Wælder, Whitmore and Wrede—32.

And report adopted.

Mr. Branch, from the committee on Enrollment, reported as follows:

The joint committee on Enrolled Bills, have examined a bill supplemental to an act making an appropriation for the per diem pay and mileage of the members of the Convention.

A bill to be entitled an act supplemental to an act to regulate estrays, approved 5th of February, A. D., 1860.

A bill to be entitled an act for the relief of Charles Ganahl.

A bill to be entitled an act supplemental and amendatory of the act creating the county of Kaufman, approved February 26th, 1848.

A bill to be entitled an act prescribing the manner of authenticating instruments for record.

A joint resolution providing for the turning over of the property now in the possession of the State, lately taken from the United States government, to the Confederate States government.

A bill to be entitled an act, to be entitled an act authorizing a loan and imposing a specific tax, to meet the principal and interest thereof, and specifying how the money arising from the loan shall be applied.

Also, a bill to provide for the payment of the treasury warrants issued to William Fitzhugh.

And, find the same correctly enrolled, properly signed, and have this day been presented to the Governor for his approval and signature.

Mr. Craig moved to suspend the rule and take up the bill supplementary to, and amendatory of an act, amendatory of an act entitled an act to provide for the investment of the Special School Fund in the bonds of Railroad Companies. Lost by the following vote, two-thirds not voting for the suspension :

Mr. Baxter calling for the yeas and nays.

Yeas—Messrs. Speaker, Baxter, Billingsly, Craig Crawford, Cocke, Dale, Darnell, Dennis, Duncan, Flewellen, Francis, Fort, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Maverick, Maxan, Middleton, Mills, Munson, Navarro, Norton, Parker, Perry, Redgate, Robinson, Ross of T., Shelton, Short, Upshaw, Wælder, Walworth, Waterhouse, Whitfield and Whitmore—38.

Nays—Messrs. Armstrong, Benevides, Branch, Bryce, Bryan, Caddell, Crooks, Clark, Cumby, Davis, Edwards, Epperson, Foscue, Goodrich, Henderson, Morris, McKnight, Mundine, Nelson, Redwine, Ross of R, Shelton Speights, Stewart, Taylor and Wrede—26.

Mr. Darnell gave notice of a protest against the action of the House in laying the bill to make ten per cent. Treasury warrants, receivable for government dues.

On motion of Mr. Taylor of C., the joint resolution concerning iron foundries in this State, was taken up, read second tiem and ordered to be engrossed.

On motion of Mr. Taylor of C., rule further suspended, bill read third time and passed.

Mr. Fort moved to suspend the rule and take up Senate's bill to incorporate Columbus I. O. O. F. Lodge. Lost.

Mr. Mills moved to suspend rule, and take up the Senate bill to incorporate the Galveston and Houston Junction Railroad Company.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed, the joint resolution concerning iron foundaries in the State of Texas.

The question on the suspension of the rule, was put and carried by the following vote :

Mr. Henderson calling for the yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Billingsly, Branch, Bryce, Buckley, Caddell, Craig, Crooks, Clark, Cocke, Dale, Darnell, Davis, Dennis, Epperson, Francis, Fort, Foscue, Goodrich, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Henry, Hubbard, Lewellen, Maverick, Maxan, McKnight, Middleton, Mills, Mundine, Munson, Nelson, Norton, Owens, Parker, Perry, Redgate, Robinson, Ross of R., Short, Smith, Speights, Stewart, Taylor, Upshaw, Wælder, Walworth, Whitfield and Wrede—52.

NAYS—Messrs. Benevides, Cumby, Duncan, Flewellen, Henderson, Morris, Navarro, Redwine, Shelton, Waterhouse and Whitmore—11.

Mr. Mills moved to suspend the rule and place bill on third reading.

Mr. Henderson moved to adjourn till 9 o'clock, A. M., Monday. Lost by the following vote :

Mr. Henderson calling for the yeas and nays.

YEAS—Messrs. Benevides, Caddell, Cumby, Duncan, Henderson, Maverick, McKnight, Navarro, Nelson, Owens, Shelton, Walworth, Waterhouse and Whitmore—14.

NAYS—Messrs. Speaker, Armstrong, Baxter, Billingsly, Branch, Bryce, Buckley, Craig, Crooks, Cocke, Dale, Darnell, Davis, Dennis, Epperson, Francis, Fort, Foscue, Goodrich, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Henry, Hubbard, Lewellen, Maxan, Middleton, Mills, Mundine, Munson, Nelson, Norton, Perry, Redgate, Redwine, Robinson, Ross of R., Short, Smith, Speights, Stewart, Taylor, Upshaw, Wælder and Wrede—45.

On motion of Mr. McKnight, a call of the House was ordered

Absentees. Messrs. Bryan, Dickson, Duncan, Hall, Hobby, Houghton, Lewis of R., Maxey and Shannon.

On motion Messrs. Lewter and Houghton were excused from attendance on the House.

Mr. Cumby moved to adjourn till 9 o'clock, A. M., Monday. Lost.

On motion of Mr. Mills, the call was suspended.

Mr. Henderson proposed to amend as follows:

Sec. 2. Strike out all the words from "that" to "success," and insert "such Company." Lost.

Mr. Henderson moved to adjourn till 9 o'clock, A. M., on Monday.

Mr. Dennis moved the previous question.

Mr. Henderson moved to adjourn till 10 o'clock, A. M., on Monday. Lost by the following vote:

Mr. Henderson calling for the yeas and nays.

YEAS—Messrs. Baxter, Benevides, Crawford, Cumby, Duncan, Flewellen, Morris, Mundine, Navarro, Norton, Owens, Shelton and Whitmore—13.

NAYS—Messrs. Speaker, Armstrong, Billingsly, Branch, Bryce, Bryan, Buckley, Caddell, Craig, Crooks, Cocke, Dale, Darnell, Davis Dennis, Epperson, Francis, Fort, Foscue, Goodrich, Harrison of V. Z., Harrison of U., Hartley, Henry, Hubbard, Lewellen, Maverick, McKnight, Middleton, Mills, Nelson, Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Ross of T., Short, Smith, Speights, Stewart, Taylor, Upshaw, Wælder, Walworth, Waterhouse Whitfield and Wrede—49.

Mr. Henderson moved to lay the bill on the table. Lost by the following vote:

Mr. Henderson calling for the yeas and nays.

YEAS—Messrs. Benevides, Bryan, Crawford, Cumby, Edwards, Flewellen, Henderson, Morris, Norton, Owens and Redwine—11.

NAYS—Messrs. Speaker, Armstrong, Baxter, Billingsly, Branch, Bryce, Buckley, Caddell, Craig, Crooks, Clarke, Cocke, Dale, Darnell, Davis, Dennis, Epperson, Francis, Fort, Foscue, Goodrich, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Hubbard, Lewellen, Maverick, Maxan, McKnight, Middleton, Munson, Nelson, Parker, Perry, Redgate, Robinson, Short, Smith, Speights, Stewart, Taylor, Upshaw, Wælder, Walworth, Waterhouse, Whitfield, Whitmore and Wrede—50.

The main question was ordered and the bill passed to a third reading.

On motion of Mr. Mills, the rule was suspended and bill read third time.

Mr. Mills proposed to amend as follows:

Sec. 2. Strike out all the words from "that" to "successor," and insert "such Company." Adopted, and the bill passed by two-third vote:

House bill to adjourn *sine die*, with amendments by the Senate, taken up and amendments concurred in.

On motion of Mr. Henderson, the Senate's bill to incorporate the Star State Telegraph Company, was taken up.

Mr. Davis moved to adjourn till 9 o'clock, A. M., Monday. Lost.

Mr. Davis moved to adjourn till 9½ o'clock, A. M., Monday. Lost by the following vote:

YEAS—Messrs. Armstrong, Baxter, Benevides, Billingsly, Crooks, Cumby, Dale, Davis, Dickson, Epperson, Francis, Fort, Foscue, Goodrich, Hall, Harrison of V. Z., Harrison of U., Hobby, Maverick, McKnight, Mundine, Navarro, Norton, Owens, Redgate, Robinson, Short, Speights, Walworth, Waterhouse, Whitfield and Whitmore—31.

NAYS—Messrs. Speaker, Branch, Bryce, Bryan, Buckley, Caddell, Craig, Crawford, Clark, Cocke, Darnell, Dennis, Duncan, Harrison of C., Hartley, Henry, Hubbard, Lewellen, Maxan, Morris, Middleton, Nelson, Parker, Perry, Redwine, Ross of R., Ross of T., Smith, Stewart, Upshaw, Wælder and Wrede —32.

Mr. Davis moved to adjourn till 9¼ o'clock, A. M., Monday. Lost and the bill ordered up and read first time.

On motion of Mr. Mills, the rule was suspended, bill read second time and passed to a third reading.

On motion of Mr. Crawford, the rule was further suspended, bill read third time and passed by a two-third vote.

Mr. Upshaw offered the following resolution:

Resolved, That the thanks of the House are due and hereby tendered to the Speaker, for the efficient and impartial manner with which he has presided over its deliberations. Adopted.

The Speaker announced Messrs. Ross of R., Parker and Harrison of V. Z., as a committee of conference on part of the House, on the bill to amend the act amendatory of the laws to raise revenue by taxation, approved Feb. 16, 1858.

Mr. Francis moved to adjourn till 6½ o'clock, A. M., on Tuesday. Lost.

Mr. Flewellen moved to reconsider the vote referring the Senate's bill to provide for the payment of certain debts created by the State Convention.

No quorum voting, on motion the House adjourned till 9 o'clock, A. M., Monday.

HOUSE OF REPRESENTATIVES, }
Monday, April 8th, 1861. }

The House met pursuant to adjournment—roll called—quorum present—journal of Saturday read and adopted.

Mr. Branch, one of the committee on Enrolled Bills reported correctly enrolled and properly signed :

A bill granting a pension to Cyntha Ann Parker.

A bill to encourage the establishment of manufacturies in the State of Texas.

A joint resolution concerning Brigader General David E. Twiggs, and that they had been presented to the Governor for his signature and approval.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed, a bill for the relief of Archabald Hotchkiss, assignee for Albert Emanuel.

Mr. Flewellen, presented the petition of sundry citizens of Indepenence, Washington county.

Mr. Flewellen, by permission, introduced a bill to prohibit the sale of intoxicating liquors, within three miles of Baylor University. Read first time.

On motion of Mr. Flewellen, rule suspended, bill read second time and ordered to be engrossed.

On motion, rule further suspended, bill read third time and passed.

Mr. Dale, presented the memorial of sundry citizens of Crockett, Houston county.

On motion of Mr. Parker, the Senate's bill concerning the incorporation of the town of Crockett, read first time.

On motion of Mr. Parker, rule suspended, bill read second time.

On motion of Mr. Parker, the third section of the bill was struck out, and bill passed to third reading.

On motion of Mr. Dale, rule further suspended, read third time and passed.

Mr. Maverick, one of the committee on Internal Improvements, reported a bill concerning the Alamo Ditch, and recommended its passage. Read first time.

On motion of Mr. Maverick, rule suspended, bill read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

A message was received from the Senate, informing the House that the Senate had passed the following bills :

A bill providing for the disposition of run-away slaves.

A joint resolution concerning iron foundaries in the State of Texas ; had passed and amended the following Senate's bill :

A bill to refund the expenses and to pay for the services of S. P. Hollingsworth, and Capt. John G. Todd, as special messengers from the Convention to the Congress of the Confederate States, at Montgomery, Alabama.

And had also, passed the following bills, originating in that body :

A bill to provide for printing the Journals of the State Convention

A bill to amend an act to regulate ferries, passed, January 23rd, 1850.

A bill to amend the act of March 15th, 1848, entitled an act to provide for the election of Electors of President and Vice President of the United States, and to repeal the eighth section of said act.

A bill for the relief of Wm. Eubanks, assignee of Simon Clemens.

Also, a joint resolution relative to the action of the Convention.

Mr. Ross of R., chairman of committee on part of the House with joint committee from the Senate, reported as follows :

The joint committee of the Senate and House of Representatives, to confer on disagreements of the two bodies, on the bill to amend the revenue law of February 16th, 1858, a majoity have instructed us to report, that the Senate recede from its first and second sections, and that the House accede to the amendments of the Senate to the first section of the House bill. And report adopted.

On motion of Mr. Davis, the report from the committee on Finance, recommending the passage of the bill to amend the tax law of February 11th, 1850, and the amendatory tax law to same, approved Feb., 11th, 1860, with amendments by the committee, was taken up, read second time and ordered to be engrossed.

On motion of Mr. Davis, rule further suspended, bill read third time and passed.

On motion of Mr. Ross of R., the rule suspended, and Senate's bill to amend the act of March 15th, 1848, entitled an act to provide for the election of Electors of President and Vice President of the United States, and to repeal the eighth section of said act. Read first time.

On motion of Mr. Ross of R., rule suspended, bill read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

Mr. Perry, one of the committee on Finance, reported, asking to be discharged from the consideration of the Governor's message.

Mr. Goodrich, moved to reconsider the vote, referring the bill to provide for the payment of certain debts contracted by the State Convention to the committee on Finance.

Mr. Davis moved to lay the motion to reconsider on the table. Lost by the following vote :

Mr. Davis calling for the yeas and nays.

YEAS—Messrs. Armstrong, Benevides, Bryce, Caddell, Crooks, Davis, Edwards, Epperson, Francis, Fort, Harrison of V. Z., Henry, Lewellen, Middleton, Mundine, Munson, Norton, Redgate, Redwine, Robinson, Ross of R., Speights and Whitmore —23.

NAYS—Messrs. Speaker, Baxter, Billingsly, Branch, Bryan, Craig, Crawford, Clark, Cocke, Cumby, Dale, Duncan, Flewellen, Goodrich, Hall, Harrison of C., Harrison of U., Hartley, Henderson, Hobby, Houghton, Hubbard, Lewis of M., Maverick, Maxan, Morris, Mills, Navarro, Nelson, Parker, Perry, Short, Smith, Upshaw, Wælder, Walworth, Whitfield and Wrede—38.

And the vote reconsidered and bill taken up.

Mr. Davis proposed to amend as follows :

Amend, by providing in the same manner for the payment of the 10 per cent. Treasury warrants issued to the soldiers defending the frontier.

Mr. Mills moved the previous question, which was seconded.

The question then being shall the main question be now put, the House ordered the main question by the following vote :

Mr. Davis calling for the yeas and nays.

YEAS—Messrs. Speaker, Benevides, Billingsly, Bryan, Caddell, Craig, Crawford, Clark, Cocke, Cumby, Dale, Duncan, Flewellen, Francis, Goodrich, Harrison of C., Harrison of U., Hartley, Henderson, Henry, Hobby, Houghton, Hubbard, Lewis of M., Maverick, Maxan, Maxey, Morris, Mills, Navarro, Nelson, Parker, Perry, Ross of T., Short, Smith, Upshaw, Wælder, Walworth and Whitfield—40.

NAYS—Messrs. Armstrong, Baxter, Bryce, Davis, Edwards, Epperson, Fort, Harrison of V. Z., Lewellen, Middleton, Mundine, Munson, Norton, Redgate, Redwine, Robinson, Ross of R., Speights, Waterhouse, Whitmore and Wrede—21.

And the House passed the bill by the following vote :

YEAS—Messrs. Speaker, Benevides, Billingsly, Caddell, Craig, Crawford, Clark, Cocke, Cumby, Dale, Duncan, Flewellen, Hall, Harrison of C., Harrison of U., Hartley, Henderson, Hobby, Henry, Houghton, Hubbard, Lewis of M., Maverick, Maxan, Maxey, Morris, Mills, Navarro, Nelson. Parker, Perry, Ross of T., Short, Smith, Upshaw, Wælder, Walworth and Whitfield —38.

NAYS—Messrs. Armstrong, Baxter, Bryce, Bryan, Davis, Edwards, Francis, Fort, Goodrich, Harrison of V. Z., Lewellen, Lewter, Middleton, Munson, Norton, Redgate, Redwine, Robinson, Ross of R., Speights, Waterhouse, Whitmore and Wrede —23.

On motion of Mr. Hartley, the vote was reconsidered and that motion laid on the table.

The Senate's bill suspending the Geological survey, was taken up, read third time.

Mr. Redwine proposed to amend as follows :

Strike out "the first of September," and insert "the first of December." Adopted and bill passed.

Senate's bill to regulate the salaries of certain State officers, was taken up, read first time.

On motion of Mr. Henderson, rule suspended, read second time.

Mr. Morris moved to strike out all relative to the private Secretary. Adopted.

A message was received from the Senate, informing the House that the Senate had passed the following bill :

A bill making an appropriation for the mileage and per diem pay of the members, and the per diem pay of the officers of the adjourned session of the eighth Legislature.

Also, had passed the following bills, originating in that body.

A bill requiring the Commissioner of the General Land Office, to issue patents upon surveys, heretofore made, not in a form required by law.

On motion the rule was suspended and bill passed.

Mr. Maxey, one of the committee on Enrolled Bills, reported as follows :

The joint committee on Enrolled Bills, have examined the following bills and find the same correctly enrolled :

A bill to be entitled an act to amend an act entitled an act to incorporate the Columbus Tap Railway Company, approved, February 2nd, 1860.

A bill to incorporate the Texas Baptist College.

A bill to authorize and require public sales in the county of

Hays, to be made upon the public square in the town of San Marcos.

A bill supplementary to an act to apportion the State of Texas, and to regulate the election of members to Congress.

Joint resolution to authorize the Governor to appoint two Commissioners to examine into the affairs of the Central Railroad, and to report to him.

A bill donating land to Cyntha Ann Parker.

A bill for the relief of John A Cummings.

A bill for the relief of Thomas H. Duggan.

An act to amend the 71st and 92 sections of an act to regulate proceedings in the District Courts, approved May 13, 1846.

A bill to incorporate the Houston Cotton Press Company.

A bill providing for a change of venue in the case of the State of Texas vs Albert G. Walker, now pending in the District Court of Tarrant county.

A bill to establish certain regulations for the management of the Lunatic, Deaf and Dumb and Blind Asylums.

A bill to be entitled an act concerning the town of Crockett.

A bill to incorporate the Star State Telegraph Company.

Senate's bill to require the Commissioner of the General Land Office, to issue patents out of their order, was taken up. Read first time.

On motion, rule suspended, read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

Senate's bill to permit J. H. Saunders, the guardian of Webster Saunders, to remove his property from the State of Texas, was taken up, read first time.

Rule suspended, bill read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

On motion of Mr. Harrison of V. Z., the rule was suspended, and Senate bill to amend an act to organize the Justice's Courts, and define their powers, was taken, read first time.

On motion, rule suspended, bill read second time.

Mr. Dale proposed to amend by striking out: "first of December," and insert, "January the first 1862."

Mr. Short moved to lay the amendment on the table. Carried and bill passed to third reading.

On motion of Mr. Henderson, rule further suspended, bill read third time and passed by the following vote:

YEAS—Messrs. Baxter, Benevides, Billingsly, Bryce, Bryan, Caddell,ig, Cur Clark, Cocke, Cumby, Davis, Duncan, Edwards, Flewellen, Francis, Fort, Goodrich, Hall, Harrison of C, Harrison of V. Z. Hartley, Henderson, Hubbard, Lewellen, Lewter, Mabry, Maverick, Maxan, Maxey, Middleton, Mills, Mundine, Munson, Navarro, Owens Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Short, Smith, Speights, Upshaw, Wælder, Whitfield, Whitmore and Wrede—50.

NAYS—Messrs. Speaker, Armstrong, Crawford, Dale, Epperson Harrison of U., Hobby, McKnight, Norton and Waterhouse—10.

Senate's bill to provide for the sale of land ceded to the United States for Indian purposes, was taken up. Read first time.

A message was received from the Senate, informing the House that the Senate concurs in the House amendment to regulate the salaries of certain State officers, &c., &c., and

Refuse to concur in amendments to Senate's bill to suspend Geological Survey, and

Had passed House bill concerning theAlamo Ditch, and

The bill to prohibit the sale of intoxicating liquors within three miles of Baylor University.

On motion of Mr. Mills, rule suspended and Senae bill making appropriation for the subsistence, transportation and supplies for the regiment, ordered to be raised by an Ordinance passed by the Convention, was taken up, read first time.

On motion, rule further suspended, bill read second time and passed to third reading.

Mr. Mills moved a further suspension of the rule. Carried by the following vote;

Mr. Ross of R, calling for the yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Baxter, Benevides, Bryce, Bryan, Clark, Cocke, Cumby, Dale, Davis, Duncan, Edwards, Epperson, Flewellen, Francis, Fort, Goodrich, Hall, Harrison of C., Harrison of U., Hartley, Henderson, Hobby, Houghton, Hubbard, Lewellen, Lewis of M., Lewter, Mabry, Maverick, Maxan, Maxey, Morris, McKnight, Middleton, Mills, Mundine, Navarro, Norton, Parker, Perry, Redgate, Robinson, Ross of T., Smith, Speights, Upshaw, Wælder, Whitfield and Wrede—51.

NAYS—Messrs. Billingsly, Caddell, Craig, Crawford, Crooks, Redwine, Ross of R., Waterhouse and Whitmore—9.

And bill passed.

Mr. Clark, one of the committee on Enrolled Bills, reported

correctly enrolled a bill to authorize the county courts of the counties herein named, to regulate the pay of Sheriff's in certain counties, and that the same had been presented to the Governor for his signature and approval.

Mr. Redwine, by permission, introduced a bill to supply deficiencies in appropriations for 1861, read first and second times and ordered to be engrossed.

On motion, rule further suspended, bill read third time and passed.

Mr. Maxey offered the following resolution :

Resolved, That the Speaker appoint two additional clerks to assist the Enrolling clerk. Adopted.

Mr. Maxey, one of the committee on Enrolled Bills, reported as follows :

The joint committee on Enrolled Bills, have examined the following bill and find it correctly enrolled, properly signed and this day presented to the Governor for his approval.

A bill to be entitled, an act making an appropriation for the mileage and per diem of the members, and the per diem pay of the officers of the adjourned session of the eighth Legislature.

On motion of Mr. Armstrong the Senate bill for the relief of Wm. Eubanks, assignee of Simeon Clemens, was taken up, and read first time.

On motion, rule further suspended, bill read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

On motion of Mr. Wælder, the Senate bill to legalize the certificate of Jacob Laux, read first time.

On motion, rule suspended, bill read second time and passed to third reading.

On motion, the rule further suspended, bill read third time and passed.

The Senate bill to suspend the Geological survey with amendments by the House, was taken up, and the House receded from its amendments.

Mr. Francis moved to adjourn until 3 o'clock, P. M., Lost.

On motion the House adjourned till 7½ o'clock, P. M.

7½ o'Clock, P. M.

House met—roll called—quorum present.

The special order of the day, to-wit : The joint resolution

concerning the ordinances and acts of the Convention, was taken up.

On motion of Mr. Hartley, the Senate joint resolution on the same subject, was substituted therefor.

A message was received from the Senate informing the House that the Senate had passed House bill making appropriation to supply deficiencies for the year 1861, and

Bill to amend the 19th section of an act to provide for the assessment and collection of the taxes, approved, Feb., 11, 1850.

Mr. Maxey, one of the committee on Enrolled Bills, reported as follows :

The joint committee on Enrolled Bills, have examined the following bills, and find them correctly enrolled, properly signed and this day presented to the Governor for his approval, viz :

A bill to be entitled an act concerning the Alamo Ditch.

A bill to be entitled an act amendatory of the laws to raise a revenue by direct taxation.

A bill to be entitled an act to authorize and require the Commissioner of the General Land Office, to patent surveys out of their regular order.

A bill to amend an act entitled an act to amend an act entitled an act to organize Justice's Courts, and to define the powers and jurisdiction of the same, approved Feb , 7, 1861.

A bill to enable J. H. Saunders, the guardian of Webster J. Saunders, to remove the property of his ward, from the State of Texas.

A joint resolution concerning an iron foundry in the State of Texas.

An act providing for the disposition of run-away slaves.

An act providing means for the payment of certain debts created by the Convention.

An act prohibiting the sale of intoxicating liquors within three miles of Baylor University.

An act for the relief of Wm Eubanks.

An act to regulate the salaries of certain State Officers, &c.

An act to legalize the certificate of Jacob Laux.

An act making an appropriation for the subsistence and transportation of supplies for the regiment.

An act providing for the election of Presidential Electors.

On motion of Mr. Mills the main question was ordered. Mr. Lewellen calling for the yeas and nays.

Upon putting that vote, it appeared as follows ;

Yeas—Messrs. Speaker, Baxter, Billingsly, Bryan, Caddell, Craig, Crawford, Clark, Cocke, Cumby, Dale, Darnell, Edwards,

Flewellen, Fort, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U. Hartley, Henderson, Hobby, Hubbard, Maverick, Maxan, Maxey, Morris, Middleton, Mills, Munson, Navarro, Nelson, Parker, Perry, Robinson, Ross of T., Short, Smith, Speights, Upshaw, Wælder, Whitfield and Wrede—44.

NAYS—Messrs. Armstrong, Bryce, Davis, Epperson, Henry, Lewellen, Mundine, Norton and Whitmore—9.

Mr. Darnell submitted the following protest:

HON. M. D. K. TAYLOR,

Speaker of the House of Representaives:

The undersigned, on behalf of his constituents and the people of Texas who have served their country as soldiers on the frontier, pursuant to his notice given last night, hereby enters his *solemn protest* against the action of the House upon the subject of payment of the Rangers, in refusing to receive the ten per cent. interest warrants, heretofore ordered to be issued to soldiers, in payment of government dues.

On the bill entitled an act to make the ten per cent. Treasury warrants receivable for direct taxes, having offered an amendment to a former bill to make them receivable for all government dues, which the House refused to sustain.

The report of the committee was against making the warrants receivable for direct taxes, and this being under consideration, I moved to lay that report on the table, which the House refused to do. My desire was to have the bill taken up for consideration, that I might procure its amendment and final passage.

Having endeavored, during this session, in every possible way, to bring the warrants issued to soldiers, in payment for their hard service, to a *par value*, and having been thwarted in my every attempt, I now as the immediate representative of a large number of those who have faithfully served the State, and have not received their pay, protest against the action of the House, and for the the following other reasons, viz:

1. That the Legislature has appropriated away the direct taxes of the State, for payment of the members and officers of the recent Convention, an extraordinarily numerous body, who had performed service, long after the soldiers, and without having themselves, any reasonable ground for expectation, of such liberality on the part of the Legislature, in thus appropriating money for them, to the exclusion of the soldier for services, performed long after the Rangers had performed their service.

2. The Legislature still further appropriated the direct taxes to pay for their own services and the services of their officers,

and I can see no rule of propriety—no shadow of right—no ground for justification of such unwarranted action.

3. The Legislature have still further shown an unjust preference for paying of other indebtedness, incurred long since the Rangers performed their service—by providing for a loan for the purpose of raising money to meet their bills—and not satisfied with that, have by their action, taken from the School Fund of the State, *a sacred trust for the benefit of the poor children of the country*, $150,000 00, to pay parties for services rendered in the recent expeditions, fitted out against the U. S. forts, &c., while the old soldier's claim for services of the year 1860, remain subject to be *shaved* and *huxtered* about at the rate of *fifty cents* on the dollar, *or less*, as the necessity of the poor soldier and his family may require him to dispose of them.

Has it come to this, that favoritism is to be practiced, and special class Legislation is to be had to the detriment and exclusion of the honest and hard working man, who impelled by patriotic motive, provided himself with an outfit and at the call of a bleeding frontier, performed the most arduous service ?

In the name of my constituency—in the name of my brave fellow-soldiers—in the name of justice and of God, I protest against such iniquitous legislation.

N. H. DARNELL.

On motion the House adjourned until 7 o'clock, A, M. tomorrow.

HOUSE OF REPRESENTATIVES, }
Tuesday, April 9th, 1861. }

House met pursuant to adjournment—roll called—no quorum.

Mr. Maxey, one of the committee on Enrolled Bills, reported correctly enrolled and properly signed, the following bills ;

A bill making appropriations to supply deficiencies for the year 1861.

A bill to provide for the assessment and collection of taxes, approved February 11th, 1850, and have this day been presented to the Governor for his signature and approval.

The hour fixed by resolution for adjournment having arrived, the Speaker declared the House adjourned *sine die.*

Approved, April 9th, 1861.

M. D. K. TAYLOR.
Speaker of the House of Representatives.

STATE GAZETTE OFFICE,
Austin, June 4th, 1861.

BIRD HOLLAND, Esqr., Secretary of State:

SIR—The Index for the Journals of the House of Representatives for the extra session of 8th Legislature have not been handed in to the State Printer by the Chief Clerk, Journals having been completed on the 30th ultimo.

You will instruct me whether I shall deliver the Journals without the Index.

THO. H. KENT,
Agent for JOHN MARSHALL, State Printer.

DEPARTMENT OF STATE,
Austin, June 4th, 1861.

THOS. H. KENT, Agent for State Printer:

SIR—Your note of this date is before me. The Chief Clerk of the House having failed to furnish the Index, you will proceed to deliver the Journals without delay.

Respectfully,
BIRD HOLLAND,
Secretary of State.